

01 DEPARTMENT OF AGRICULTURE, CONSERVATION AND FORESTRY

017 HARNESS RACING COMMISSION

Chapter 13: PARI-MUTUEL WAGERING

**SUMMARY:** This chapter discusses methods of maintaining and verifying pari-mutuel pools, requirements for racing facility security and conduct within the pari-mutuel department, Win, Place and Show pools, and multiple pool wagers and contains the requirements for bonding of the Mutuel director, plant security and conduct within the Mutuel enclosure.

**Section 1. ~~Tip Sheets~~**

~~Each licensee shall notify the Commission, prior to the opening of their meet, of the names of all so-called "tip sheets" permitted by the licensee to be sold on the property of the licensee; the names of all persons having a beneficial financial interest in each such "tip sheet"; the price to be charged to the public and the name of the handicapper or selector of each such "tip sheet". No "tip sheet" may be sold at licensed tracks without first being approved by the Commission.~~

**Section 12. Commission ~~Representative~~ Oversight**

~~The State Steward shall be the representative of the Commission shall have general supervision over all pari-mutuel matters and in the pari-mutuel plant operation department and shall have general supervision over all pari-mutuel matters.~~

**Section 23. Pari-Mutuel Director**

~~All pari-mutuel directors must be licensed by the Commission. A pari-mutuel director shall furnish the Association with a bond in the amount of \$10,000 before being allowed to operate. A copy of the bond must be on file with the Commission prior to opening. The pari-mutuel director, on behalf of the Association, shall be responsible for all reports, and ensure the Association's pari-mutuel operations are The conditions of the bond are that he or she will keep his or her books and records, be custodian of all moneys in his or her department, and make reports and run the mutuel plant in conformity with the Rules rules of the Commission.~~

~~There must be a Mutuel Director licensed by the Commission in the mutuel plant overseeing pari-mutuel operations at all times from the opening of the mutuels to the close of the day's live racing eard.~~

**Section 34. Totalisator ~~er~~ Suppliers**

All companies supplying totalisator ~~er~~ equipment at any location within the State must be licensed as a vendor by the Commission.

**Section 45. Criminal Record**

No person having a criminal record involving moral turpitude shall be permitted to work in the pari-mutuel department.

**Section 56. Conduct**

Persons employed within the pari-mutuel ~~plant department~~ shall conduct themselves, at all times, in the best interest of the wagering public, ~~the pari-mutuel Association, management,~~ and the State of Maine. ~~After the opening of the pari-mutuel race card, no employee of the pari-mutuel plant department shall be allowed to leave the pari-mutuel enclosure without permission of the Pari-Mutuel Director.~~

**Section 7. ~~Loitering~~**

~~No loitering will be permitted at the pari-mutuel windows. Enforcement of this regulation shall be the responsibility of the Association. Any mutuel employee who encourages loitering by patrons, either by conversation with them or other means may be subject to disciplinary action by the Mutuel Director.~~

**Section 68. Authorized Persons Only in Pari-Mutuel Department**

1. ~~Authorized admittance only.~~ A notice reading "POSITIVELY NO ADMITTANCE" shall be placed on all mutuel department entrances. ~~The pari-mutuel security guard shall~~ All pari-mutuel areas shall be secured by the Association ~~s shall strictly enforce this rule~~ and only ~~allow~~ authorized persons shall be permitted into the Association's pari-mutuel ~~areas~~ department.
2. ~~Security.~~ The pPari-mutuel enclosure side and back entrances shall be guarded or locked ~~shall be secured at all times.~~
3. ~~Security Officers.~~ All Associations operating pari-mutuel betting must ~~shall~~ have security personnel inside or in the proximity of the pari-mutuel enclosure and must have at least one security officer available to remove all minors and all intoxicated and obnoxious persons from the mutuel area.

**Section 79. In-House Booking**

Any person soliciting or placing bets other than licensed pari-mutuel entities within the State ~~at or in association with the licensed pari-mutuel plant~~ shall be barred from all ~~Association~~ grounds under the jurisdiction of the Commission.

**Section 810. Communication**

Each Association conducting pari-mutuel wagering shall install and maintain in good working order, a secure ~~method of communication telephone or intercom system~~ between the Judges' Stand and the ~~Association representative office of the pari-mutuel plant.~~

#### Section ~~9~~14. ~~Ticket~~ Minimum Wagers

~~1. No ticket shall be sold for less than two dollars \$2.00. Minimum wagers shall be as follows:~~

Pool	Minimum Wager	Box	Wheel
Win/Place/Show	\$1.00		
Exacta	\$1.00	\$1.00	\$1.00
Quinella	\$1.00	\$0.50	\$0.50
Trifecta	\$1.00	\$0.50	\$0.50
Twin Trifecta	\$1.00	\$0.50	\$0.50
Superfecta	\$1.00	\$0.10	\$0.10
Pentafecta	\$1.00	\$0.10	\$0.10
Daily Double	\$1.00	\$1.00	\$1.00
Pick 3	\$1.00		\$0.50
Pick (n)	\$1.00		\$0.50

~~Box or Wheel wagers must equal at least the minimum wager amount. described in this section.~~

~~2. An Association may vary from the minimum wagers described in this section by receiving permission from the Commission.~~

#### Section 102. ~~Pari-M~~utuel Wagering

No pari-mutuel ticket or voucher to purchase pari-mutuel tickets may be sold to any person unless the individual making the sale receives immediate payment from the person making the wager. ~~No form of payment other than immediate payment in cash by the person making the wager is permitted under these rules.~~ Any pari-mutuel employee, ~~pari-mutuel director~~ or Association accepting another form of payment or allowing another form of payment to be accepted is guilty of a Level One violation of these rules.

When a person presents a winning ticket for payment, the person must be paid in cash or check in accordance with that Association's written policy.

#### ~~Section 13.~~ ~~Post Time Notice~~

~~Post time must be conspicuously posted displayed at the pari-mutuel area at least ten minutes before each race.~~

#### Section 114. ~~Ticket on~~ Scratched Horse

No ~~wager tickets~~ may be sold on a horse after it is ~~once~~ officially scratched from a pari-mutuel ~~race field.~~

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**Section 125. Straight Pools**

1. ~~If there are five or more starters programmed, or due to scratches, scheduled to start, the Association may offer Win, Place and Show wagers, unless the Association requests a change in wagering pool to the Commission or the State Steward. All horses coupled shall be considered as one starter. If there are five or more starters, on which the public may place wagers, that score for the word "Go" Win, Place and Show wagers shall be sold. All horses coupled in the betting shall be considered one starter scoring for the word "Go".~~
  2. ~~If there are not more than four starters programmed, or due to scratches, scheduled to start, the Association shall only offer Win and Place wagers, unless the Association requests a change in wagering pool to the Commission or the State Steward. All horses coupled shall be considered as one starter. If not more than four starters, on which the public may place wagers, score for the word "Go" only Win and Place wagers shall be sold.~~
  3. ~~If there are not more than three starters programmed, or due to scratches, scheduled to start, the association shall offer only Win wagers, unless the Association requests a change in wagering pool to the Commission or the State Steward. All horses coupled shall be considered as one starter. If not more than three starters, on which the public may place wagers, score for the word "Go" only Win wagers shall be sold.~~
  4. ~~If there are not more than two starters, the Judges shall declare the race a non-betting race unless the event is a Match Race for which Win wagers may be sold at the discretion of the Association. If not more than two starters, on which the public may place wagers, score for the word "Go" the Judges shall declare off all betting on this event unless the event is a permitted scheduled Match Race in which case only Win wagers may be sold.~~
1. The Association shall determine races in which Win, Place or Show wagering may be offered to the public.
  5. Horses may be barred from betting by the ~~the~~ Judges if they stand out in their field ~~or upon request by the Association~~. Alternatively, if a horse stands out in ~~the~~ ~~this~~ field, the Judges, upon request for consideration by the Association may approve ~~a revised~~ ~~the~~ type of betting for that race.

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**Section 16. Forms**

~~All pari-mutuel forms shall be of a size and setup approved by the Department.~~

~~At the end of a race meet, all pari-mutuel operators shall complete in full the Summary of Receipts and Disbursements forms required by the Department.~~

**Section 137. Pari-mutuel Equipment**

All pari-mutuel ~~plants~~ ~~departments~~ must have equipment satisfactory to the Commission, ~~including emergency lighting on the lines and in the bank.~~

**Section 18. — Overpays**

~~In case of an overpayment in any race, the Association shall be reimbursed the amount of overpayment by the mutuel operator.~~

**Section 19. — Underpays**

~~In case of an underpayment in any race, the amount of such underpayment shall be added to the corresponding pool in the following race. In case of an under payment in a Daily Double, the amount of such underpayment shall be added to the Daily Double pool of the next racing day. In case of an underpayment in a Quinella, Exacta or Trifecta the amount of such underpayment shall be added to the next applicable pools.~~

~~In the event of an underpayment in the last race, the last Daily Double, Quinella, Exacta, Perfecta, or any other Exotic wager of a race meet, a check for the total amount of the underpayment shall be remitted, within 30 days of the end of the race meet, to the Maine Harness Racing Commission to be deposited to the General Fund.~~

**Section 1420. Odds Board Displays**

~~Only The Association shall display approximate straight odds, straight amounts, or two dollar (\$2.00) win-pays wagered in view of the general public. shall be posted on the Tote Board odds displays until the final posting is made immediately after the start of the race. All pari-mutuel payouts shall be displayed to the general public.~~

**Section 201. — Exchanges**

~~Associations shall have their mutuel ticket exchange policy approved by the Commission and shall prominently display the approved policy to the wagering public.~~

**Section 15212. Mutilated Tickets**

Tickets torn or mutilated beyond recognition will not be redeemable.

**Section 223. — Types of Tickets**

~~Only standard pari-mutuel or totalizator tickets will be sold.~~

**Section 164. First Place - (Dead Heat)**

In the event ~~multiple~~~~two~~ horses ~~finish in a~~ dead heat for first place, whether the purse be divided or not divided, the money in the Win ~~pari~~-mutuel pool is divided the same as in a "Place" pool calculation except for a dead heat in a match or two horse race, when the pool shall be

declared off and the money refunded. ~~Should the dead heat be run off, the run-off may be the subject of a new and distinct pool and this shall bear no relation to the original contest.~~

#### Section ~~1724~~**5. Second Place - (Dead Heat)**

If ~~multiple~~**two** horses ~~finish in a~~**finish in a** dead heat for second place, the division is made as follows: The ~~winner of the race~~**holder of a winning ticket** receives ~~this~~**his** full share of one-half the "Place" money, and the two dead heaters receive one-half each of the balance or one-fourth each of the whole.

#### Section ~~1826~~**. Third Place - (Dead Heat)**

If ~~two~~**multiple** horses ~~finish in a~~**finish in a** dead heat for third place, the division is made as follows: The ~~holder of the winning winner and the second place horses tickets shall each receives~~**holder of the winning ticket** receives a third of the net show pool and the ~~two~~**two** dead heaters shall each receive one-half of the balance or one-sixth of the total net pool.

#### Section ~~1927~~**. Coupled Horses - Two in Money**

All horses coupled in the betting on a race shall be considered as one and a wager on any horse constitutes a wager on all such coupled horses. In the event two of such coupled horses finish first and second, or first and third, or second and third, the net "Show" pool is divided into three parts, two-thirds going to said coupled horses. If the coupled horses should finish first, second, and third, the net "Show" pool goes to holders of "Show" tickets on the ~~field entry~~**field entry**. In the event two field horses finish first and second, the net "Place" pool will go to holders of "Place" tickets on such coupled horses.

#### Section ~~208~~**. Coupled Horses - Three in Money**

If three coupled horses ~~finish in~~**finish in** first, second, and third, all the ~~net~~**net** "Place" money and all the ~~net~~**net** "Show" money as well as the ~~net~~**net** "Win" money shall go to the holders of Win, Place or Show tickets on the coupled horses.

#### Section ~~219~~**. Coupled Entries ~~and Fields~~**

Only the highest finishing horse of a coupled entry ~~or field~~**or field** shall be included in a winning combination. All other parts of the same entry ~~or field~~**or field** shall be excluded. Any position or positions of a winning combination vacated by an exclusion shall be filled by advancing, in order, the remaining finishers.

If two or more parts of the same entry ~~or field~~**or field** finish in a dead heat only one part will be included in a winning combination and the other part or parts excluded.

**Section ~~2230~~. Coupled Horses, Refunds**

If two or more horses in a race are coupled on the same [pari-mutuel](#) ticket, there shall be no refunds unless all of the horses so coupled are excused before off-time. Discretion is, however, vested in the Judges to order a refund when ~~a part of an entry in a stake, handicap, futurity, or late closer is excused before the off-time and~~ it is in the public interest to do so. In such an instance the remaining part of the entry shall race for the purse only.

**~~Section 2731. Coupled Horses, Distribution~~**

~~Rules applying to coupled horses shall also apply to entries made by the same stable and to all horses that any Association may see fit to couple in the betting.~~

~~1. All horses under the same ownership or from the same stable shall race as one entry, except per Chapter 7, Section 31, and they shall be coupled in the betting.~~

**~~Section 32. Refunds~~**

~~There shall be no refunds on any horse that parades except in cases where a horse that parades is afterwards prevented from starting by reason of sickness or accident or some other cause which, in the opinion of the Judges and the Commission or their representative, is sufficient to justify a refund.~~

**Section ~~2333~~. No Bets on Winners**

If a horse wins and there is no money wagered on him to win, the win pool shall be apportioned among the holders of the place tickets on that horse, if any, otherwise holders of the show tickets.

**Section ~~2434~~. No Bets on Place**

If a horse should ~~finish~~ second upon which no "Place" tickets have been sold, all of the net "Place" pool is apportioned to the "Place" tickets sold on the horse that finished first. If a horse should ~~finish~~ first upon which no "Place" tickets have been sold, all of the net "Place" pool is apportioned to the "Place" tickets on the horse that finished second. In either case, the calculation shall be made in the same manner as in a Win pool.

**Section ~~2535~~. No Bets on Show**

If no money has been wagered to "Show" on a horse which ~~finished~~ was placed first, second, or third, in a race, the "Show" pool in that race shall be apportioned among the holders of "Show" tickets on the other horses which ~~finished~~ are placed first, second, or third in that race.

**Section ~~26~~36. ~~Place & Show Pools~~ Declared Off**

In the event of a "~~Place~~" or "~~Show~~" pool being declared off after pari-mutuel tickets have been sold a refund shall be made ~~on all "Place" and "Show" tickets.~~

**Section ~~27~~37. Non Finishers**

~~Except in the event of a "no contest", a~~After the word "go" is given in any race, and because of an accident or ~~sickness for some other reason~~ some of the ~~contending~~ horses ~~in a race~~ fail to finish, no refunds shall be made, the entire net pool ~~shall be being~~ paid providing that one or more horses finish the race. ~~However, if in the opinion of the Judges one or more horses shall be declared a non-starter, or the race declared a non-wagering race, all wagers on such horses, or for certain wagers, or the entire race, may be refunded.~~

**Section ~~28~~38. Error in Final Posting**

If an error is made in posting the pay-off figures on the ~~odds display public board~~, it shall be corrected promptly, and only the correct amounts shall be used in the pay-off irrespective of the error on the ~~odds display public board~~. As soon as ~~practicable~~ a statement shall be made over the public address system ~~and any other odds displays~~ stating the facts and the corrections ~~and noted on the simulcast broadcast. The Association and totalisator vendor shall be responsible for ensuring all winning ticket holders are paid the correct amounts.~~

**Section ~~29~~39. Outstanding Tickets**

At the close of every meet at which pari-mutuel wagering has been permitted, the value of all unredeemed ~~or outstanding~~ tickets shall be deposited with the ~~treasurer of the~~ Association for payment and paid for up to ~~90 days one year~~ after the close of the meet.

**~~Section 40. — Cash Up~~**

~~The Mutuel Director shall keep a record of all overages and shortages of ticket sellers and cashiers, and shall furnish a copy of same to the Commission daily. At the end of each race meet the Mutuel Director shall compare the totals. Any net overage shall be turned over to the Association, any net shortage shall be paid by the mutuel director.~~

**Section ~~30~~41. Interstate Simulcasting**

1. DEFINITIONS: For the purpose of this rule, the following terms shall have the following meanings:
  - A. "~~Horse races~~" shall include thoroughbred, quarter horse and harness races.
  - B. "Broadcast" means the broadcast, transmission or exhibition of a race by any communication medium ~~as approved by the Commission which may include, by way of illustration, but are not limited to community antenna systems which~~



~~receive and re-transmit television or radio signals by wire, cable, or otherwise to television or radio sets and cable origination networks or programmers which transmit programming to community antenna television or closed circuit systems by wire, cable, satellite, or otherwise.~~

C. ~~Each heat of multiple races shall be considered a race.~~

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2. Any licensed ~~Association~~ race track may transmit broadcasts of horse races conducted at the ~~track enclosure of the licensee~~ to locations outside this state. All broadcasts of horse races transmitted to locations outside this state shall comply with the provisions of the Interstate Horse Racing Act of 1978, 92 Stat. 181 I, 15 *United States Code*. s. 3001 *et seq.* An ~~Association~~ horse track is required to make payments to ~~horse owners or any the representative~~ horsemen's association; and such payments shall not exceed 50 percent of the net proceeds paid to the ~~Association~~ track by tracks or entities accepting such wagers on Association's races ~~legalized wagers~~, less costs associated with the transmitting and accepting wagers ~~of on the signal or conduct of simulcasting in this section.~~

3. Any licensed ~~Association~~ race track may receive, ~~within the enclosure of the licensed race track during its racing meet,~~ broadcasts of horse races conducted at other horse race tracks located outside this state. All broadcasts of horses races received from locations outside the state shall comply with the provisions of the Interstate Horse Racing Act of 1978, 92 Stat. 181 I, 15 *United State Code*. s. 3001 *et seq.* Subject to the limitations on advance deposit wagers of Title 8, Section 1071 (5). ~~All forms of pari-mutuel wagering may be allowed on races broadcast under this paragraph, and all money wagered by patrons on such races will have the same rates of takeout and breakage as for live races conducted by the receiving track. Moneys remaining after deducting from the takeout, all payments made to the state and all payments made to the racing association or other person for transmission of races broadcast under this paragraph, such as decoding, contractual and rental expenses, and the cost of equipment amortized over its useful life shall be allocated in the same proportion as live racing conducted by the receiving track. Nothing in this paragraph shall authorize the acceptance of pari-mutuel wagers made from advance deposit wagering account holders who are residents of the State of Maine by telephone or via electronic device. An in-person advance deposit wager at a licensed commercial track or off-track betting facility is permitted to the extent allowed under Title 8, Section 1071 (5).~~

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4. ~~No pari mutuel facility in this state is permitted to broadcast any type of race not permitted at that facility under its current license without consent of the Commission.~~

5. ~~Any simulcast must be approved by the organization representing the majority of horsemen racing at the receiving track. That organization shall be established in accordance with Title 8, Section 285-A and rules governing same. The simulcasting must comply with provisions of the Federal Interstate Horse Racing Act of 1978, 92 Stat. 181 I, 15 *United State Code*. s. 3110 *et seq.*~~

46. No ~~Association~~ licensed track shall make any payment ~~to any patron~~ on any pari-mutuel ticket purchased on any race transmitted pursuant to this section until the race is made official by the Judges ~~stewards, judges, or panel of judges or other similarly constituted body at the race track where the race originates has confirmed the race as official.~~

7. ~~The entry and participation for a purse or any other prize of any racing animal by the owner of the animal and driver is tantamount to acceptance of such purse or prize as full and complete remuneration and payment for such entry and participation, including the broadcast of such event.~~
8. ~~No person shall have in his possession or control within the enclosure of any licensed race track any electronic transmitting equipment or device which is capable of transmitting or communicating any information whatsoever to another person, without the written permission of the Commission. This section shall not apply to the possession or control of any telephone, telegraph, radio or television facilities installed by any such licensee with the approval of the Commission.~~
98. ~~Notwithstanding subsections 2, 3 and 4D and E5, a licensee, with the approval of the Commission, is hereby allowed to simulcast horse races.~~
10. ~~For the purpose of this section a race card shall have a minimum of eight races when simulcasting is being programmed.~~

### Section 31. Win Pools

- (1) The amount wagered on the betting interest which finishes first is deducted from the net pool, the balance remaining being the profit; the profit is divided by the amount wagered on the betting interest finishing first, such quotient being the profit per dollar wagered to Win on that betting interest.
- (2) The net Win pool shall be distributed as a single price pool to winning wagers in the following precedence, based upon the official order of finish:
- (a) To those whose selection finished first; but if there are no such wagers, then
  - (b) To those whose selection finished second; but if there are no such wagers then
  - (c) To those whose selection finished third; but if there are no such wagers, then (d)
- The entire pool shall be refunded on Win wagers for that contest.
- (3) If there is a dead heat for first involving:
- (a) contestants representing the same betting interest, the Win pool shall be distributed as if no dead heat occurred.
  - (b) contestants representing two or more betting interests, the Win pool shall be distributed as a profit split.

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### Section 32. Place Pools

- (1) The amounts wagered to Place on the first two betting interests to finish are deducted from the net pool, the balance remaining being the profit; the profit is divided into two equal portions, one being assigned to each winning betting interest and divided by the amount wagered to Place on that betting interest, the resulting quotient is the profit per dollar wagered to Place on that betting interest.

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(2) The net Place pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

- (a) If contestants of a coupled entry or mutuel field finished in the first two places, as a single price pool to those who selected the coupled entry or mutuel field; otherwise
- (b) As a profit split to those whose selection is included within the first two finishers; but if there are no such wagers on one of those two finishers, then
- (c) As a single price pool to those who selected the one covered betting interest included within the first two finishers; but if there are no such wagers, then
- (d) As a single price pool to those who selected the third-place finisher; but if there are no such wagers, then
- (e) The entire pool shall be refunded on Place wagers for that contest.

(3) If there is a dead heat for first involving:

- (a) contestants representing the same betting interest, the Place pool shall be distributed as a single price pool.
- (b) contestants representing two or more betting interests, the Place pool shall be distributed as a profit split.

(4) If there is a dead heat for second involving:

- (a) contestants representing the same betting interest, the Place pool shall be distributed as if no dead heat occurred.
- (b) contestants representing two or more betting interests, the Place pool is divided with one-half (1/2) of the profit distributed to Place wagers on the betting interest finishing first and the remainder is distributed equally amongst Place wagers on those betting interests involved in the dead heat for second.

### **Section 33. Show Pools**

(1) The amounts wagered to Show on the first three betting interests to finish are deducted from the net pool, the balance remaining being the profit; the profit is divided into three equal portions, one being assigned to each winning betting interest and divided by the amount wagered to Show on that betting interest, the resulting quotient being the profit per dollar wagered to Show on that betting interest. The net Show pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

- (a) If contestants of a coupled entry or mutuel field finished in the first three places, as a single price pool to those who selected the coupled entry or mutuel field; otherwise
- (b) If contestants of a coupled entry or mutuel field finished as two of the first three finishers, the profit is divided with two-thirds (2/3) distributed to those who selected the coupled entry or mutuel field and one-third (1/3) distributed to those who selected the other betting interest included within the first three finishers; otherwise

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- (c) As a profit split to those whose selection is included within the first three finishers; but if there are no such wagers on one of those three finishers, then
- (d) As a profit split to those who selected one of the two covered betting interests included within the first three finishers; but if there are no such wagers on two of those three finishers, then
- (e) As a single price pool to those who selected the one covered betting interest included within the first three finishers; but if there are no such wagers, then
- (f) As a single price pool to those who selected the fourth-place finisher; but if there are no such wagers, then
- (g) The entire pool shall be refunded on Show wagers for that contest.
- (2) If there is a dead heat for first involving:
  - (a) two contestants representing the same betting interest, the profit is divided with two-thirds (2/3) distributed to those who selected the first-place finishers and one-third (1/3) distributed to those who selected the betting interest finishing third.
  - (b) three contestants representing a single betting interest, the Show pool shall be distributed as a single price pool.
  - (c) contestants representing two or more betting interests, the Show pool shall be distributed as a profit split.
- (3) If there is a dead heat for second involving:
  - (a) contestants representing the same betting interest, the profit is divided with one-third (1/3) distributed to those who selected the betting interest finishing first and two-thirds (2/3) distributed to those who selected the second-place finishers.
  - (b) contestants representing two betting interests, the Show pool shall be distributed as a profit split.
  - (c) contestants representing three betting interests, the Show pool is divided with one-third (1/3) of the profit distributed to Show wagers on the betting interest finishing first and the remainder is distributed equally amongst Show wagers on those betting interests involved in the dead heat for second.
- (4) If there is a dead heat for third involving:
  - (a) contestants representing the same betting interest, the Show pool shall be distributed as if no dead heat occurred.
  - (b) contestants representing two or more betting interests, the Show pool is divided with two-thirds (2/3) of the profit distributed to Show wagers on the betting interests finishing first and second and the remainder is distributed equally amongst Show wagers on those betting interests involved in the dead heat for third.

**Section 3442. ~~Daily-Double Pools~~ - “Daily Double”**

- (1) The Double requires selection of the first-place finisher in each of two specified contests.

- (2) The net Double pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:
- (a) As a single price pool to those whose selection finished first in each of the two contests; but if there are no such wagers, then
  - (b) As a profit split to those who selected the first-place finisher in either of the two contests; but if there are no such wagers, then
  - (c) As a single price pool to those who selected the one covered first-place finisher in either contest; but if there are no such wagers, then
  - (d) As a single price pool to those whose selection finished second in each of the two contests; but if there are no such wagers, then
  - (e) The entire pool shall be refunded on Double wagers for those contests.
- (3) If there is a dead heat for first in either of the two contests involving:
- (a) contestants representing the same betting interest, the Double pool shall be distributed as if no dead heat occurred.
  - (b) contestants representing two or more betting interests, the Double pool shall be distributed as a profit split if there is more than one covered winning combination.
- (4) Should a betting interest in the first-half of the Double be scratched prior to the first Double contest being declared official, all money wagered on combinations including the scratched betting interest shall be deducted from the Double pool and refunded.
- (5) Should a betting interest in the second-half of the Double be scratched prior to the close of wagering on the first Double contest, all money wagered on combinations including the scratched betting interest shall be deducted from the Double pool and refunded.
- (6) Should a betting interest in the second-half of the Double be scratched after the close of wagering on the first Double contest, all wagers combining the winner of the first contest with the scratched betting interest in the second contest shall be allocated a consolation payout. In calculating the consolation payout the net Double pool shall be divided by the total amount wagered on the winner of the first contest and an unbroken consolation price obtained. The broken consolation price is multiplied by the dollar value of wagers on the winner of the first contest combined with the scratched betting interest to obtain the consolation payout. Breakage is not declared in this calculation. The consolation payout is deducted from the net Double pool before calculation and distribution of the winning Double payout. Dead heats including separate betting interests in the first contest shall result in a consolation payout calculated as a profit split.
- (7) If either of the Double contests are cancelled prior to the first Double contest, or the first Double contest is declared "no contest", the entire Double pool shall be refunded on Double wagers for those contests.
- (8) If the second Double contest is cancelled or declared "no contest" after the conclusion of the first Double contest, the net Double pool shall be distributed as a single price pool to wagers selecting the winner of the first Double contest. In the event of a dead heat involving separate betting interests, the net Double pool shall be distributed as a profit split.

~~Unless approved by the Commission only one Daily Double will be permitted during any single racing program, and shall be on the first and second race only. No punch tickets shall be used.~~

~~If no ticket is sold combining the winners of the first and second races, the net pool shall be apportioned between those having tickets, including the winner of the first race of the Daily Double and those having tickets, including the winner of the last race of the Daily Double and is calculated and distributed as a "Place" pool.~~

~~If no ticket is sold, including the winner of the first race of the Daily Double, the entire net pool will be paid to the holders of tickets which include the winner of the last race of the Daily Double.~~

~~If no ticket is sold, including the winner of the last race of the Daily Double, the entire net pool will be paid to the holders of tickets which include the winner of the first race of the Daily Double.~~

~~If no ticket is sold, including a winner of either race of the Daily Double, then the net pool shall be paid to the holders of tickets which include the horses finishing second in the two races of the Daily Double.~~

~~If no ticket is sold, including a winner of the horses finishing second in either race of the Daily Double, then the entire net pool will be refunded.~~

~~If either race, or both races of the Daily Double result in a dead heat, the pay off will be figured the same as a "Place" pool.~~

~~If for any reason the first race of the Daily Double is canceled and declared no race, full and complete refund will be made of the Daily Double pool.~~

~~1. — If for any reason the second race of the Daily Double shall be canceled after the first race has been run, and a winner of same has been declared, all the entire net pool shall be paid to holders of tickets including winners of the first race. If no Daily Double ticket has been sold upon the winner of the first half of such Daily Double, the total net pool shall be distributed as a "Straight" pool to the holders of the Daily Double tickets upon the horse finishing second in the first half of such Daily Double.~~

~~When any horse in the first race of a Daily Double is excused by the Judges, before or after parading under the provisions of section 13, then any money paid for Daily Double tickets on said excused horse or horses so coupled shall be refunded.~~

~~In the event a horse is excused in the second half of the Daily Double after the first race is official, all money wagered on the scratched horse in the second half of the Daily Double shall be deducted from the Daily Double pool. Using this money, so deducted, as a "Straight" pool, a special consolation amount shall be paid to all ticket holders, combining the scratched horse with the winner of the first race of the Daily Double.~~

~~Daily Double windows must close and selling of Daily Double tickets cease at the start of the first race of the Daily Double.~~

~~No Daily Double tickets shall be exchanged at any time.~~

All winning pari-mutuel tickets are payable after the race to which the tickets relate has been run, the winning horses announced, and the price displayed upon the Mutuels Board.

### **Section 35. Win 3/Pick 3 Pools – “Daily Triple”**

- (1) The Win Three requires selection of the first-place finisher in each of three specified contests.
- (2) The net Win Three pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:
  - (a) As a single price pool to those whose selection finished first in each of the three contests; but if there are no such wagers, then
  - (b) As a single price pool to those who selected the first-place finisher in any two of the three contests; but if there are no such wagers, then
  - (c) As a single price pool to those who selected the first-place finisher in any one of the three contests; but if there are no such wagers, then
  - (d) The entire pool shall be refunded on Win Three wagers for those contests.
- (3) If there is a dead heat for first in any of the three contests involving:
  - (a) contestants representing the same betting interest, the Win Three pool shall be distributed as if no dead heat occurred.
  - (b) contestants representing two or more betting interests, the Win Three pool shall be distributed as follows:
    - (A) as a profit split to those whose selections finished first in each of the three contests; but if there are no such wagers, then
    - (B) as a single price pool to those who selected the first place finisher in any two of the three contests; but if there are no such wagers, then
    - (C) as a single price pool to those who selected the first place finisher in any one of the three contests; but if there are no such wagers, then (D) the entire Win Three pool shall be refunded.
- (4) Should a betting interest be scratched from a leg of the Win Three all bets with the scratched betting interest will be handled as follows:
  - (a) If the scratch (which herein after includes being declared a non-starter or a non-betting starter) was made prior to the start of the first leg, all bets containing such scratched betting interest shall be refunded to determine the gross pool and removed from further consideration in the pool;
  - (b) If the scratch was made in the second leg after the start of the first leg, a consolation payoff shall be computed for those bets combining the winners of the first and third legs with the scratched betting interest as follows: from the gross pool shall be deducted the statutory take-out and then the amount represented by the bets on combinations involving betting interests scratched from the third leg (reduced by the take-out thereon). The resulting remainder shall be divided by the amounts bet on

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the combination of such first and third leg winners with all betting interests (less breaks) to determine the consolation price per dollar payable to those bets combining winners of the first and third legs with the betting interest scratched in the second leg. The break shall not be deducted from the pool.

(c) If a betting interest is scratched in the third leg after the start of the first leg, a consolation payoff shall be computed as for those bets combining the winners of the first and second legs with such scratched betting interest as follows: from the gross pool shall be deducted the statutory take-out and then the amount represented by bets on combinations involving betting interests scratched from the second leg (reduced by the rate of the take-out thereon). The resulting remainder shall be divided by the amount bet on the combination of such first and second leg winners with all betting interests in the third leg (less breaks) to determine the consolation price per dollar payable to those bets combining winners of the first and second legs with an betting interest scratched in the third leg. The breaks shall not be deducted from the pool.

(d) If betting interests are scratched in both the second and third legs after the start of the first leg, a consolation payoff shall be computed for those bets combining the winner of the first leg with the betting interests scratched in both the second and third legs as follows: from the gross pool shall be deducted the takeout and the remainder shall be divided by the amount bet on the winner of the first leg combined with all other betting interests (less breaks) to determine the consolation price per dollar payable to those tickets combining the winner of the first leg with the scratch betting interests from both the second and third legs.

(5) If all three Win Three contests are cancelled or declared "no contest", the entire pool shall be refunded on Win Three wagers for those contests.

(6) If one or two of the Win Three contests are cancelled or declared "no contest", the Win Three pool will remain valid and shall be distributed in accordance with subsection 2 of this rule.

(7) In the Win Three pool is distributed according to subparagraphs (3)(b)(B) or (C) a public announcement shall be made as to the possible winning three combinations.

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### **Section 36. Pick (n) Pools**

(1) The Pick (n) requires selection of the first-place finisher in each of a designated number of contests. The association must obtain written approval from the Commission concerning the scheduling of Pick (n) contests, the designation of one of the methods prescribed in subsection (2), and the amount of any cap to be set on the carryover. Any changes to the approved Pick (n) format require prior approval from the Commission.

(2) The Pick (n) pool shall be apportioned under one of the following methods:

(a) Method 1, Pick (n) with Carryover: The net Pick (n) pool and carryover, if any, shall be distributed as a single price pool to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. If there are no such wagers, then a designated percentage of the net pool shall be distributed as a



single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests; and the remainder shall be added to the carryover. Where there is no correct selection of the first-place finisher in at least one of the Pick (n) contests, based upon the official order of finish, the day's net pool shall be refunded and the previous carryover pool amount, if any, shall be carried over to the next scheduled corresponding pool.

(b) Method 2, Pick (n) with 100% Carryover: The net Pick (n) pool and carryover, if any, shall be distributed as a single price pool to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. If there are no such wagers, then 100% of that day's net pool shall be added to the carryover. Where there is no correct selection of the first-place finisher in at least one of the Pick (n) contests, based upon the official order of finish, the day's net pool shall be refunded and the previous carryover pool amount, if any, shall be carried over to the next scheduled corresponding pool.

(c) Method 3, Pick (n) with Minor Pool and Carryover: The major share of the net Pick (n) pool and the carryover, if any, shall be distributed to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. The minor share of the net Pick (n) pool shall be distributed to those who selected the firstplace finisher in the second greatest number of Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher of all Pick (n) contests, the minor share of the net Pick (n) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests; and the major share shall be added to the carryover. Where there is no correct selection of the first-place finisher in at least one of the Pick (n) contests, based upon the official order of finish, the day's net pool shall be refunded and the previous carryover pool amount, if any, shall be carried over to the next scheduled corresponding pool.

(d) Method 4, Pick (n) with No Minor Pool and No Carryover: The net Pick (n) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests, based upon the official order of finish. If there are no winning wagers, the pool is refunded.

(e) Method 5, Pick (n) with Minor Pool and No Carryover: The major share of the net Pick (n) pool shall be distributed to those who selected the first place finisher in the greatest number of Pick (n) contests, based upon the official order of finish. The minor share of the net Pick (n) pool shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher in a second greatest number of Pick (n) contests, the minor share of the net Pick (n) pool shall be combined with the major share for distribution as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests. If the greatest number of first-place finishers selected is one (1), the major and minor shares are combined for distribution as a single price pool. If there are no winning wagers, the pool is refunded.

(f) Method 6, Pick (n) with Minor Pool and No Carryover: The major share of net Pick (n) pool shall be distributed to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. The minor share of the net Pick (n) pool shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher in all Pick (n) contests, the entire net Pick (n) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests. If there are no wagers selecting the first-place finisher in a second greatest number of Pick (n) contests, the minor share of the net Pick (n) pool shall be combined with the major share for distribution as a single price pool to those who selected the first-place finisher in each of the Pick (n) contests. If there are no winning wagers, the pool is refunded.

(g) Method 7, Pick (n) with Carryover and "Unique Winning Ticket" Provision: The net Pick (n) pool and carryover, if any, shall be distributed to the holder of a unique winning ticket that selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. If there is no unique ticket selecting the first-place finisher in each of the Pick (n) contests, or if there are no wagers selecting the first-place finisher of all Pick (n) contests, the minor share of the net Pick (n) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests, and the major share shall be added to the carryover. Associations may suspend previously approved unique winning ticket wagering with the prior approval of the Commission. Any carryover shall be held until the suspended unique winning ticket wagering is reinstated. Where there is no correct selection of the first-place finisher in at least one of the Pick (n) contests, based upon the official order of finish, the day's net pool shall be refunded and the previous carryover pool amount, if any, shall be carried over to the next scheduled corresponding pool. In obtaining authorization for operating the Pick (n) pool under this subsection, associations must clearly identify which definition under paragraph 16(b) will be relied upon for determining the existence of a unique winning ticket.

(h) Method 8, Pick (n) with the Pool split into three shares, one share having a Carryover: The share percentages are determined by the pool host and approved by the Commission. The first share of the net Pick (n) pool and the carryover, if any, shall be distributed to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. The second share of the net Pick (n) pool shall be distributed to those who selected (n-1) of the Pick (n) contests, based upon the official order of finish and a third share of the Pick (n) pool shall be distributed to those who selected (n-2) of the Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher of all Pick (n) contests, the first share shall be added to the carryover. If there are no wagers selecting (n-1) of the Pick (n) contests, this second share shall be added to the carryover. If there are no wagers selecting (n-2) of the Pick (n) contests, this third share shall be added to the carryover. Where there is no correct selection of the first-place finisher in at least one of the Pick (n) contests, based upon the official order of

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finish, the day's net pool shall be refunded and the previous carryover pool amount, if any, shall be carried over to the next scheduled corresponding pool.

(i) Method 9, Pick (n) with the pool split into three shares, with Carryovers, and a Unique Winning Ticket Provision: The share percentages are determined by the pool host and approved by the Commission. The first share of the net Pick (n) pool and the first share carryover, if any, shall be distributed to those who selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. The second share of the net Pick (n) pool shall be distributed to those who selected the first-place finisher in the second greatest number of Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first-place finisher of all Pick (n) contests, the second share of the net Pick (n) pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests, and the first share shall be added to the first share carryover. The third share and the third share carryover, if any, shall be distributed to the holder of a unique winning ticket that selected the first-place finisher in each of the Pick (n) contests, based upon the official order of finish. If there is no unique winning ticket selecting the first-place finisher in each of the Pick (n) contests, the third share shall be added to the third share carryover. For greater certainty, the holder of a unique winning ticket shall receive both the first share, and first share carryover, if any as well as the third share, and the third share carryover, if any. Where there is no correct selection of the first-place finisher in at least one of the Pick (n) contests, based upon the official order of finish, the day's net pool shall be refunded and the previous carryover pool(s) amount(s), if any, shall be carried over to the next scheduled corresponding pool. In obtaining authorization for operating the Pick (n) pool under this subsection, associations must clearly identify which definition under paragraph 16(b) will be relied upon for determining the existence of a unique winning ticket.

(3) If there is a dead heat for first in any of the Pick (n) contests involving:

(a) contestants representing the same betting interest, the Pick (n) pool shall be distributed as if no dead heat occurred.

(b) contestants representing two or more betting interests, the Pick (n) pool shall be distributed as a single price pool with each winning wager receiving an equal share of the profit.

(4) If a wagering interest is "scratched" for a Pick (n) contest, or is designated to run for purse money only, the association shall use the actual favorite, as evidenced by total amounts wagered in the Win pool at the host association for the contest at the close of wagering on that contest, and shall be substituted for the scratched betting interest for all purposes, including pool calculations. In the event that the Win pool total for two or more favorites is identical, the substitute selection shall be the betting interest with the lowest program number. The totalizator shall produce reports showing each of the wagering combinations with substituted betting interests which became winners as a result of the substitution, in addition to the normal winning combination. Notwithstanding the provisions of this subsection, an association may also obtain authorization from the Commission to allow patrons to select an alternate wagering interest in any of the Pick (n) contests.

(5) Subject to subsection (9), (10), or (12), the Pick (n) pool shall be cancelled and all Pick (n) wagers for the individual performance shall be refunded if:

- (a) at least two contests included as part of a Pick 3 are cancelled or declared "no contest."
- (b) at least three contests included as part of a Pick 4, Pick 5 or Pick 6 are cancelled or declared "no contest."
- (c) at least four contests included as part of a Pick 7, Pick 8 or Pick 9 are cancelled or declared "no contest."
- (d) at least five contests included as part of a Pick 10 are cancelled or declared "no contest."

(6) Subject to subsection (9), (10), or (12), if at least one contest included as part of a Pick (n) is cancelled or declared "no contest", but not more than the number specified in subsection (5) of this rule, the net pool shall be distributed as a single price pool to those whose selection finished first in the greatest number of Pick (n) contests for that performance. Such distribution shall include the portion ordinarily retained for the Pick (n) carryover but not the carryover from previous performances.

(7) If the condition of the course warrants a change of racing surface in any of the legs of the Pick (n) races, and such change was not known to the public prior to the closing of wagering for the Pick (n) pool, the stewards shall declare the changed leg(s) a "no contest" for Pick (n) wagering purposes only. A "no contest" race is not to be considered as a contested race.

(8) The Pick (n) carryover may be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the Pick (n) carryover equals or exceeds the designated cap, the Pick (n) carryover will be frozen until it is won or distributed under other provisions of this rule. After the Pick (n) carryover is frozen, 100 percent of the net pool, part of which ordinarily would be added to the Pick (n) carryover, shall be distributed to those whose selection finished first in the greatest number of Pick (n) contests for that performance.

(9) A written request for permission to distribute the Pick (n) carryover on a specific performance may be submitted to the Commission. The request must be for a specified date no greater than one (1) year from the date the request is submitted and contain justification

for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution.

(10) Should the Pick (n) carryover be designated for distribution on a specified date and performance in which there are no wagers selecting the first-place finisher in each of the Pick (n) contests, the entire pool shall be distributed as a single price pool to those whose selection finished first in the greatest number of Pick (n) contests. The Pick (n) carryover shall be designated for distribution on a specified date and performance only under the following circumstances:

- (a) Upon written approval from the Commission as provided in subsection (8) of this rule.

(b) Upon written approval from the Commission when there is a change in the carryover cap, a change from one type of Pick (n) wagering to another, or when the Pick (n) is discontinued.

(c) On the closing performance of the meet or split meet.

(11) A written request for permission to transfer the Pick (n) carryover to another Pick (n) pool operated by the same pool host may be submitted to the Commission. The request must contain justification for the transfer, including an explanation of the benefit to be derived, a description of the method by which the pool host will present the information to the public that identifies the racetrack(s) for which the pool will be operated and the intended date(s) and performance(s) of the transfer.

(12) Unless otherwise stated in writing by the Commission under subsection (9), on the last Pick (n) race on the final day of the meeting, the net pool, including any applicable carryover, shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests, based upon the official order of finish.

(13) Notwithstanding subsections (9) and (11), if for any reason the Pick (n) carryover must be held over to the corresponding Pick (n) pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Pick (n) carryover plus accrued interest shall then be added to the net Pick (n) pool of the following meet on a date and performance so designated by the Commission.

(14) With the written approval of the Commission, the association may contribute to the Pick (n) carryover a sum of money up to the amount of any designated cap.

(15) The association may suspend previously-approved Pick (n) wagering with the prior approval of the Commission. Any carryover shall be held until the suspended Pick (n) wagering is reinstated. An association may request approval of a Pick (n) wager or separate wagering pool for specific performances.

(16) As it relates to any distribution method under section 2 which contains a unique winning ticket provision:

a. A written request for permission to distribute the Pick (n) unique winning ticket carryover on a specific performance may be submitted to the Commission. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution. Should the Pick (n) unique winning ticket net pool and any applicable carryover be designated for distribution on a specified date and performance in which there is no unique winning ticket, the entire pool shall be distributed as a single price pool to those who selected the first-place finisher in the greatest number of Pick (n) contests.

b. Associations must clearly identify which selection under clauses (i) and (ii) below will be relied upon for determining the existence of a unique winning ticket:

i. there is one and only one winning ticket that correctly selected the firstplace finisher in each of the Pick (n) contests, based upon the official

order of finish, to be verified by the unique serial number assigned by the tote company that issued the winning ticket; or

ii. the total amount wagered on one and only one winning combination selecting the first-place finisher in each of the Pick (n) contests, based up on the official order of finish, is equal to the minimum allowable wager.

### **Section 37. Place Pick (n) Pools**

(1) The Place Pick (n) requires selection of the first or second-place finisher in each of a designated number of contests. The association must obtain written approval from the Commission concerning the scheduling of Place Pick (n) contests, the designation of one of the methods prescribed in Part (2), the distinctive name identifying the pool and the amount of any cap to be set on the carryover. Any changes to the approved Place Pick (n) format require prior approval from the Commission.

(2) The Place Pick (n) pool shall be apportioned under one of the following methods:

(a) Method 1, Place Pick (n) with Carryover: The net Place Pick (n) pool and carryover, if any, shall be distributed as a single price pool to those who selected the first or secondplace finisher in each of the Place Pick (n) contests, based upon the official order of finish. If there are no such wagers, then a designated percentage of the net pool shall be distributed as a single price pool to those who selected the first or second-place finisher in the greatest number of Place Pick (n) contests; and the remainder shall be added to the carryover.

(b) Method 2, Place Pick (n) with Minor Pool and Carryover: The major share of the net Place Pick (n) pool and the carryover, if any, shall be distributed to those who selected the first or second-place finisher in each of the Place Pick (n) contests, based upon the official order of finish. The minor share of the net Place Pick (n) pool shall be distributed to those who selected the first or second-place finisher in the second greatest number of Place Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first or second-place finisher of all Place Pick (n) contests, the minor share of the net Place Pick (n) pool shall be distributed as a single price pool to those who selected the first or second-place finisher in the greatest number of Place Pick (n) contests; and the major share shall be added to the carryover.

(c) Method 3, Place Pick (n) with No Minor Pool and No Carryover: The net Place Pick (n) pool shall be distributed as a single price pool to those who selected the first or secondplace finisher in the greatest number of Place Pick (n) contests, based upon the official order of finish. If there are no winning wagers, the pool is refunded.

(d) Method 4, Place Pick (n) with Minor Pool and No Carryover: The major share of the net Place Pick (n) pool shall be distributed to those who selected the first or secondplace finisher in the greatest number of Place Pick (n) contests, based upon the official order of finish. The minor share of the net Place Pick (n) pool shall be

distributed to those who selected the first or second-place finisher in the second greatest number of Place Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first or second-place finisher in a second greatest number of Place Pick (n) contests, the minor share of the net Place Pick (n) pool shall be combined with the major share for distribution as a single price pool to those who selected the first or secondplace finisher

in the greatest number of Place Pick (n) contests. If the greatest number of first or second-place finishers selected is one (1), the major and minor shares are combined for distribution as a single price pool. If there are no winning wagers, the pool is refunded.

(e) Method 5, Place Pick (n) with Minor Pool and No Carryover: The major share of net Place Pick (n) pool shall be distributed to those who selected the first or second-place finisher in each of the Place Pick (n) contests, based upon the official order of finish. The minor share of the net Place Pick (n) pool shall be distributed to those who selected the first or second-place finisher in the second greatest number of Place Pick (n) contests, based upon the official order of finish. If there are no wagers selecting the first or second-place finisher in all Place Pick (n) contests, the entire net Place Pick (n) pool shall be distributed as a single price pool to those who selected the first or second-place finisher in the greatest number of Place Pick (n) contests. If there are no wagers selecting the first or second-place finisher in a second greatest number of Place Pick (n) contests, the minor share of the net Place Pick (n) pool shall be combined with the major share for distribution as a single price pool to those who selected the first or secondplace finisher in each of the Place Pick (n) contests. If there are no winning wagers, the pool is refunded.

(3) If there is a dead heat for first in any of the Place Pick (n) contests involving:

(a) contestants representing the same betting interest, the Place Pick (n) pool shall be distributed as if no dead heat occurred.

(b) contestants representing two or more betting interests, the Place Pick (n) pool shall be distributed as a single price pool with a winning wager including each betting interest participating in the dead heat.

(4) If there is a dead heat for second in any of the Place Pick (n) contests involving:

(a) contestants representing the same betting interest, the Place Pick (n) pool shall be distributed as if no dead heat occurred.

(b) contestants representing two or more betting interests, the Place Pick (n) pool shall be distributed as a single price pool with a winning wager including the betting interest which finished first or any betting interest involved in the dead heat for second.

(5) Should a betting interest in any of the Place Pick (n) contests be scratched, the actual favorite, as evidenced by total amounts wagered in the Win pool at the host association for the contest at the close of wagering on that contest, shall be substituted for the scratched betting interest for all purposes, including pool calculations. In the event that the Win pool total for two or more favorites is identical, the substitute selection shall be the betting interest with the lowest program number. The totalisator shall produce reports

showing each of the wagering combinations with substituted betting interests which became winners as a result of the substitution, in addition to the normal winning combination.

(6) The Place Pick (n) pool shall be cancelled and all Place Pick (n) wagers for the individual performance shall be refunded if:

(a) at least two contests included as part of a Place Pick 3 are cancelled or declared "no contest."

(b) at least three contests included as part of a Place Pick 4, Place Pick 5 or Place Pick 6 are cancelled or declared "no contest."

(c) at least four contests included as part of a Place Pick 7, Place Pick 8 or Place Pick 9 are cancelled or declared "no contest."

(d) at least five contests included as part of a Place Pick 10 are cancelled or declared "no contest."

(7) If at least one contest included as part of a Place Pick (n) is cancelled or declared "no contest", but not more than the number specified in subsection 6 of this rule, the net pool shall be distributed as a single price pool to those whose selection finished first or second in the greatest number of Place Pick (n) contests for that performance. Such distribution shall include the portion ordinarily retained for the Place Pick (n) carryover but not the carryover from previous performances.

(8) The Place Pick (n) carryover may be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the Place Pick (n) carryover equals or exceeds the designated cap, the Place Pick (n) carryover will be frozen until it is won or distributed under other provisions of this rule. After the Place Pick (n) carryover is frozen, 100 percent of the net pool, part of which ordinarily would be added to the Place Pick (n) carryover, shall be distributed to those whose selection finished first or second in the greatest number of Place Pick (n) contests for that performance.

(9) A written request for permission to distribute the Place Pick (n) carryover on a specific performance may be submitted to the Commission. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution.

(10) Should the Place Pick (n) carryover be designated for distribution on a specified date and performance in which there are no wagers selecting the first or second-place finisher in each of the Place Pick (n) contests, the entire pool shall be distributed as a single price pool to those whose selection finished first or second in the greatest number of Place Pick (n) contests. The Place Pick (n) carryover shall be designated for distribution on a specified date and performance under any of the following circumstances:

(a) Upon written approval from the Commission as provided in subsection 9 of this rule.

(b) Upon written approval from the Commission when there is a change in the carryover cap, a change from one type of Place Pick (n) wagering to another, or when the Place Pick (n) is discontinued.

(c) On the closing performance of the meet or split meet.



(11) If, for any reason, the Place Pick (n) carryover must be held over to the corresponding Place Pick (n) pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Place Pick (n) carryover plus accrued interest shall then be added to the net Place Pick (n) pool of the following meet on a date and performance so designated by the Commission.

(12) With the written approval of the Commission, the association may contribute to the Place Pick (n) carryover a sum of money up to the amount of any designated cap.

(13) Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of live tickets remaining is strictly prohibited. This shall not prohibit necessary communication between totalisator and parimutuel department employees for processing of pool data.

(14) The association may suspend previously-approved Place Pick (n) wagering with the prior approval of the Commission. Any carryover shall be held until the suspended Place Pick (n) wagering is reinstated. An association may request approval of a Place Pick (n) wager or separate wagering pool for specific performances.

#### **Section 3843. Quinella Pools**

(1) The Quinella requires selection of the first two finishers, irrespective of order, for a single contest.

(2) The net Quinella pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) If contestants of a coupled entry or mutuel field finish as the first two finishers, as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish; otherwise

(b) As a single price pool to those whose combination finished as the first two betting interests; but if there are no such wagers, then

(c) As a profit split to those whose combination included either the first- or second-place finisher; but if there are no such wagers on one of the those two finishers, then

(d) As a single price pool to those whose combination included the one covered betting interest included within the first two finishers; but if there are no such wagers, then (e) The entire pool shall be refunded on Quinella wagers for that contest.

(3) If there is a dead heat for first involving:

(a) contestants representing the same betting interest, the Quinella pool shall be distributed to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish.

(b) contestants representing two betting interests, the Quinella pool shall be distributed as if no dead heat occurred.

(c) contestants representing three or more betting interests, the Quinella pool shall be distributed as a profit split.

(4) If there is a dead heat for second involving contestants representing the same betting interest, the Quinella pool shall be distributed as if no dead heat occurred.

(5) If there is a dead heat for second involving contestants representing two or more betting interests, the Quinella pool shall be distributed to wagers in the following precedence, based upon the official order of finish:

(a) As a profit split to those combining the winner with any of the betting interests involved in the dead heat for second; but if there is only one covered combination, then

(b) As a single price pool to those combining the winner with the one covered betting interest involved in the dead heat for second; but if there are no such wagers, then

(c) As a profit split to those combining the betting interests involved in the dead heat for second; but if there are no such wagers, then

(d) As a profit split to those whose combination included the winner and any other betting interest and wagers selecting any of the betting interests involved in the dead heat for second; but if there are no such wagers, then

(e) The entire pool shall be refunded on Quinella wagers for that contest.

The Quinella is not a parlay and has no connection with or relation to the win, place, or show betting and will be calculated on an entirely separate pool.

1. In case of a dead heat between two horses for first place, the combination shall be the winner of the Quinella pool. In case of a dead heat between two horses for second place, the Quinella pool shall be figured as a "Place" pool, the holders of tickets combining the winning horse and the two horses finishing second participating in the pay-off.
2. In the event of a dead heat for second place if no ticket is sold on one of the two winning combinations, the entire net pool shall be calculated as a "Straight" pool and distributed to those holding tickets on the winning combination.
3. If no ticket is sold on the winning combination of a Quinella pool, the net pool shall then be apportioned equally between those having tickets including the horse finishing first and those having tickets including the horse finishing second in the same manner in which a "Place" pool is calculated and distributed.
4. If no ticket is sold that would require distribution of Quinella pool to winner as above defined, the association shall make a complete and full refund of the Quinella pool.
5. The Quinella pay off shall be conspicuously posted on the Tote board.

### Section 39. Quinella Double Pools

(1) The Quinella Double requires selection of the first two finishers, irrespective of order, in each of two specified contests.

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(2) The net Quinella Double pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(a) If a coupled entry or mutuel field finishes as the first two contestants in either contest, as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish for that contest, as well as the first two finishers in the alternate Quinella Double contest; otherwise

(b) As a single price pool to those who selected the first two finishers in each of the two

Quinella Double contests; but if there are no such wagers, then

(c) As a profit split to those who selected the first two finishers in either of the two Quinella

Double contests; but if there are no such wagers on one of those contests, then

(d) As a single price pool to those who selected the first two finishers in the one covered

Quinella Double contest; but if there were no such wagers, then

(e) The entire pool shall be refunded on Quinella Double wagers for those contests.

(3) If there is a dead heat for first in either of the two Quinella Double contests involving:

(a) contestants representing the same betting interest, the Quinella Double pool shall be distributed to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish for that contest.

(b) contestants representing two betting interests, the Quinella Double pool shall be distributed as if no dead heat occurred.

(c) contestants representing three or more betting interests, the Quinella Double pool shall be distributed as a profit split.

(4) If there is a dead heat for second in either of the Quinella Double contests involving contestants representing the same betting interest, the Quinella Double pool shall be distributed as if no dead heat occurred.

(5) If there is a dead heat for second in either of the Quinella Double contests involving contestants representing two or more betting interests, the Quinella Double pool shall be distributed as profit split.

(6) Should a betting interest in the first-half of the Quinella Double be scratched prior to the first Quinella Double contest being declared official, all money wagered on combinations including the scratched betting interest shall deducted from the Quinella Double pool and refunded.

(7) Should a betting interest in the second-half of the Quinella Double be scratched prior to the close of wagering on the first Quinella Double contest, all money wagered on combinations including the scratched betting interest shall be deducted from the Quinella Double pool and refunded.

(8) Should a betting interest in the second-half of the Quinella Double be scratched after the close of wagering on the first Quinella Double contest, all wagers combining the winning combination in the first contest with a combination including the scratched betting interest in the second contest shall be allocated a consolation payout. In calculating the consolation payout the net Quinella Double pool shall be divided by the total amount wagered on the winning combination in the first contest and an unbroken consolation price obtained. The unbroken consolation price is multiplied by the dollar value of wagers on the winning combination in the first contest combined with a combination including the scratched betting interest in the second contest to obtain the consolation payout. Breakage is not declared in this calculation. The consolation payout is deducted from the net Quinella Double pool before calculation and distribution of the winning Quinella Double payout. In the event of a dead heat involving separate betting interests, the net Quinella Double pool shall be distributed as a profit split.

(9) If either of the Quinella Double contests is cancelled prior to the first Quinella Double contest, or the first Quinella Double contest is declared "no contest", the entire Quinella Double pool shall be refunded on Quinella Double wagers for those contests.

(10) If the second Quinella Double contest is cancelled or declared "no contest" after the conclusion of the first Quinella Double contest, the net Quinella Double pool shall be distributed as a single price pool to wagers selecting the winning combination in the first Quinella Double contest. If there are no wagers selecting the winning combination in the first Quinella Double contest, the entire Quinella Double pool shall be refunded on Quinella Double wagers for those contests.

#### **Section 40. Show Quinella Pools.**

(1) The Show Quinella requires selection of two (2) of the first three (3) finishers, irrespective of order, for a single contest.

(2) The Show Quinella pool shall be apportioned under one of the following methods:

(a) Method 1, Single Price and Refund: The net Show Quinella pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(A) As a single price pool to those whose combinations finished as the first two betting interests, the first and third betting interests and/or the second and third betting interests; but if there are no such wagers, then

(B) The entire pool shall be refunded on Show Quinella wagers for that contest.

(b) Method 2, Single Price and Carryover: The net Show Quinella pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

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(A) As a single price pool to those whose combinations finished as the first two betting interests, the first and third betting interests and/or the second and third betting interests; but if there are no such wagers, then

(B) The net pool will be carried forward and added to the next Show Quinella pool.

(c) Method 3, Profit Split and Refund: The net Show Quinella pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(A) As a profit split to those whose combinations finished as the first two betting interests, the first and third betting interests and/or the second and third betting interests; but if there are no such wagers, then

(B) The entire pool shall be refunded on Show Quinella wagers for that contest.

(d) Method 4, Profit Split and Carryover: The net Show Quinella pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

(A) As a profit split to those whose combinations finished as the first two betting interests, the first and third betting interests and/or the second and third betting interests; but if there are no such wagers, then

(B) The net pool will be carried forward and added to the next Show Quinella pool.

(3) If there is a dead heat for first involving:

(a) contestants representing two or three betting interests, the Show Quinella pool shall be distributed as if no dead heat occurred.

(b) contestants representing four or more betting interests, the Show Quinella pool shall be distributed between all possible winning combinations based upon the method selected in subparagraph 2.

(4) If there is a dead heat for second involving:

(a) contestants representing two betting interests, the Show Quinella pool shall be distributed as if no dead heat occurred.

(b) contestants representing three or more betting interests, the Show Quinella pool shall be distributed between all possible winning combinations based upon the method selected in subparagraph 2.

(5) If there is a dead heat for third involving contestants representing two or more betting interests, the Show Quinella pool shall be distributed between all possible winning combinations, including those betting interests in the dead heat, based upon the method selected in subparagraph 2.

(6) Should any betting interest entered in the Show Quinella pool be scratched or excused from the contest, wagers including such betting interest shall be deducted from the Show Quinella pool and money refunded.

If, for any reason, the Show Quinella carryover must be held over to the corresponding Show Quinella pool of a subsequent meet, the carryover shall be deposited in an interest-

bearing account approved by the Commission. The Show Quinella carryover plus accrued interest shall be added to the net Show Quinella pool of the following meet on a date and performance so designated by the Commission.

**Section 4144. Exacta-Pools~~Perfecta~~**

- (1) The Exacta requires selection of the first two finishers, in their exact order, for a single contest.
- (2) The net Exacta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:
  - (a) If contestants of a coupled entry or mutuel field finish as the first two finishers, as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish; otherwise
  - (b) As a single price pool to those whose combination finished in correct sequence as the first two betting interests; but if there are no such wagers, then
  - (c) As a profit split to those whose combination included either the first-place betting interest to finish first or the second-place betting interest to finish second; but if there are no such wagers on one of those two finishers, then
  - (d) As a single price pool to those whose combination included the one covered betting interest to finish first or second in the correct sequence; but if there are no such wagers, then
  - (e) The entire pool shall be refunded on Exacta wagers for that contest.
- (3) If there is a dead heat for first involving:
  - (a) contestants representing the same betting interest, the Exacta pool shall be distributed as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish.
  - (b) contestants representing two or more betting interests, the Exacta pool shall be distributed as a profit split.
- (4) If there is a dead heat for second involving contestants representing the same betting interest, the Exacta pool shall be distributed as if no dead heat occurred.
- (5) If there is a dead heat for second involving contestants representing two or more betting interests, the Exacta pool shall be distributed to ticket holders in the following precedence, based upon the official order of finish:
  - (a) As a profit split to those combining the first-place betting interest with any of the betting interests involved in the dead heat for second; but if there is only one covered combination, then
  - (b) As a single price pool to those combining the first-place betting interest with the one covered betting interest involved in the dead heat for second; but if there are no such wagers, then
  - (c) As a profit split to those wagers correctly selecting the winner for first-place and those wagers selecting any of the dead-heated betting interests for second-place; but if there are no such wagers, then

(d) The entire pool shall be refunded on Exakta wagers for that contest.

~~The Exakta pool is a separate pool, and is not connected with the win, place, show, or other pools in any manner whatsoever.~~

- ~~1. The winning Exakta ticket must combine the program number of the horse finishing first as the first selection, and the program number of the horse finishing second as the second selection.~~
- ~~2. If a horse is scratched out of an Exakta race, all Exakta tickets combining the scratched horse with any other horse in that race will be refunded, and the money deducted from the gross pool.~~
- ~~3. If no ticket is sold selecting the winner and the second horse to finish one two, in the exact order, the net pool will be distributed as a "Place" pool to the holders of tickets selecting the winner to finish first, and the holders of tickets selecting the second horse to finish second.~~
- ~~4. If two horses in a dead heat to win, the net pool will be distributed as a "Place" pool to the holders of tickets on the two winning combinations. For example: If number 4 and number 6 finish in a dead heat to win, holders of tickets on 6 and 4 as well as holders of tickets on 4 and 6 will share in the net pool.~~
- ~~5. If two horses finish in a dead heat to place, the net pool will be distributed as a "Place" pool to the holders of tickets on the two winning combinations. For example: If number 3 is the winner and numbers 5 and 7 finish in a dead heat to place, holders of tickets combining 3 and 5, in that exact order, and holders of tickets combining 3 and 7, in that exact order, will share in the net pool.~~
- ~~6. If there is a dead heat to win or a dead heat to place and no ticket has been sold on one of the winning combinations, the net pool will be distributed to the holders of tickets on the other winning combinations.~~
- ~~7. If there is a dead heat to place and no ticket has been sold combining the winner with either one of the two horses finishing in the dead heat, the holders of tickets selecting the winner to finish first and the holders of tickets selecting either one of the dead heat horses to finish second will share in the net pool.~~
- ~~8. If only one horse finishes the Exakta race and is declared the official winner, the net pool will be distributed to the holders of tickets selecting that horse to win the race.~~
- ~~9. If no ticket is sold that would require distribution of Exakta Perfecta pool to winner as above defined, the association shall make a complete and full refund of the Exakta Perfecta pool.~~

**Section 45. — Super Perfecta**

1. — ~~The "Super Perfecta" is a form of pari-mutuel wagering in which the bettor selects the two horses that will finish first and second in each of two designated races in the exact order as officially posted.~~
2. — ~~"Super Perfecta" tickets shall be sold only by the licensee for not less than \$12.00 and only from automatic double issue machines. Resale of such tickets from one individual to another is prohibited and shall be grounds for ejection.~~
3. — ~~Each bettor purchasing "Super Perfecta" tickets shall designate his selections as the first two horses to finish in that order in the first race of the two designated races.~~
4. — ~~After the official declaration of the first two horses to finish in the first race of the "Super Perfecta", each bettor holding a ticket combining the first two horses in the exact order of finish must, prior to the running of the second "Super Perfecta" race exchange such winning ticket for a "Super Perfecta" exchange ticket at the "Super Perfecta" windows and at such time shall select the two horses to finish in the second race of the "Super Perfecta" in the exact order as officially posted. No further money shall be required of the holder of ticket in order to make the exchange.~~
5. — ~~No "Super Perfecta" exchange ticket upon the second race shall be issued except upon the surrender of the "Super Perfecta" ticket from the first race as described in these rules. The "Super Perfecta" pool obtained from the sales of "Super Perfecta" tickets upon the first race shall be held, subject to these rules, and divided among the winning tickets of the "Super Perfecta" exchange tickets, subject to these rules to the contrary. "Super Perfecta" windows shall be open for the purpose of making the exchange as described only after the first race has been declared official and such windows shall close at the official post time at the start of the second race of the "Super Perfecta" races.~~
6. — ~~If a winning "Super Perfecta" ticket from the first race is not presented for exchange within the time provided, the bettor forfeits all rights to any distribution or refund except in the event the second half of the "Super Perfecta" is canceled or declared "NO RACE", or if no exchange ticket includes either the first or second horse of the second half of the "Super Perfecta".~~
7. — ~~If a horse is scratched in a first race of the "Super Perfecta" races, all "Super Perfecta" tickets on the scratched horse will be refunded.~~
8. — ~~If a horse is scratched in the second race of the "Super Perfecta", all exchange tickets combining the scratched horse shall be re-exchanged for combinations on the remaining starters. The Presiding Judge shall grant to the mutuel department any additional time needed for a re-exchange. However, if a horse is scratched due to being declared a non-starter, then a consolation price shall be paid to holders of exchange tickets combining such horse. The consolation price shall be determined by dividing 30% of the net pool by the sum of all tickets combining the winners of the first race of the "Super Perfecta." The entire consolation pay (number of eligible tickets times the consolation price) shall be deducted from the net "Super Perfecta" pool.~~
9. — ~~If no "Super Perfecta" ticket is sold as a winning combination in the first race of the "Super Perfecta", the net pool shall then be carried forward to the next "Super Perfecta".~~



In the event there are no winning tickets sold on the winning combination on the last or next to last day of a scheduled meeting, the net pool shall then be apportioned equally between those having tickets including the horse finishing first and those having tickets including the horse finishing second in the same manner in which a place pool is calculated and distributed.

10. ~~If no "Super Perfecta" exchange ticket is sold on the winning combination the net pool shall then be carried forward to the next "Super Perfecta". In the event there are no tickets sold on the winning combination on the day preceding the last day of a scheduled meeting, the net pool shall then be apportioned equally between those having tickets including the horse finishing first and those having tickets; including the horse finishing second in the same manner in which a place pool is calculated and distributed in accordance with subsections (J), (K) and (L).~~
11. ~~If a "Super Perfecta" exchange ticket combines only one of the two winners and no "Super Perfecta" exchange ticket combines the other winner, the entire pool shall be distributed as a straight pool to the holders of those tickets.~~
12. ~~If no exchange ticket includes either the first or second horse of the second half of the "Super Perfecta" the entire net pool shall be distributed as a straight pool to all holders of exchange tickets and winning combinations of the first half that have not been exchanged.~~
13. ~~In the event of a dead heat for place in the first race of the "Super Perfecta" races, all "Super Perfecta" tickets combining the first horse and either of the place horse shall be eligible for exchange for "Super Perfecta" exchange tickets.~~
14. ~~In the event of a dead heat for place in the second race of the "Super Perfecta" pool shall be divided, calculated and distributed as a place pool to the holders of "Super Perfecta" exchange tickets combining the first horses and either or the place horses in the event of the dead heat to place and there are no tickets sold on one combination, then the other combination having the winning horses shall be declared the winner. If no exchange tickets combine the winning horse with either of the place horses in the dead heat, the "Super Perfecta" pool shall be calculated and distributed as a place to holders of tickets representing any interest in the net pool.~~
15. ~~If for any reason the second of the "Super Perfecta" races is canceled or declared "NO RACE", the pool shall be calculated as a straight pool and shall be distributed among the holders of the tickets combining the first two horses of the first race of the "Super Perfecta" exchange tickets and also distributed to holders of the "Super Perfecta" exchange tickets.~~
16. ~~If there is a dead beat for the winning horse in either of the two designated races for the "Super Perfecta", such calculation of distribution of the "Super Perfecta" pool shall be made in the manner in which any ordinary perfecta pool would be made should there be a dead beat for the win despite the number of horses involved in the dead heat.~~
17. ~~Each Association using this form of wagering shall print in heavy type in a conspicuous place in its printed program all the provisions of this section and post printed copies of the section about the track in such places as it may deem advisable.~~

**Section 46. Triple Perfecta**

1. The "Triple Perfecta" is a form of pari-mutuel wagering in which the bettor selects the two horses that will finish first and second in each of three designated races in the exact order as officially posted.

The Commission must grant special permission to conduct "Triple Perfecta" wagering at any meet. "Triple Perfecta" wagering can only be authorized at meets that are granted 20 or more race days between their opening and closing date. Before such permission will be granted, the licensee must provide adequate security and satisfy the Commission that "Triple Perfecta" wagering can be conducted, preserving the honesty and integrity of harness racing.

The Commission shall have the authority to withdraw permission to conduct "Triple Perfecta" wagering if there is evidence that such wagering is not in the best interest of the public.

"Triple Perfecta" pools of \$75,000.00 or such lesser amounts, as the Commission may approve, must be paid as provided in this rule on the next racing program.

The Commission may require the licensee to provide an isolation paddock, or other equivalent security, for horses participating in the "Triple Perfecta".

2. "Triple Perfecta" tickets shall be sold only by the licensee, resale of such tickets from one individual to another is prohibited and shall be grounds for ejection of the persons buying and persons selling such tickets.
3. Each bettor purchasing "Triple Perfecta" tickets shall designate his/her two selections as the first two horses to finish in that order in the first race of the three designated races.
4. After the official declaration of the first two horses to finish in the first race of the "Triple Perfecta", each bettor holding a ticket combining the first two horses in the exact order of finish must, prior to the running of the second "Triple Perfecta" race, exchange such winning ticket for a "Triple Perfecta" exchange ticket at the "Triple Perfecta" windows and at that time select the two horses to finish in the second race of the "Triple Perfecta" in the exact order as officially posted. No additional money shall be required from the holder of tickets in order to make the exchange. After the official declaration of the first two horses to finish in the second race of the "Triple Perfecta", each bettor holding a ticket combining the first two horses in the exact order of finish must, prior to the running of the third "Triple Perfecta" race, exchange that ticket at the "Triple Perfecta" windows and at that time select the two horses to finish in the third race of the "Triple Perfecta" in the exact order as officially posted. No further money shall be required from the holder of the ticket in order to make the exchange.
5. No "Triple Perfecta" exchange ticket upon the second, or third, race shall be issued except upon the surrender of a "Triple Perfecta" ticket from the first or second race as described in these rules.

The "Triple Perfecta" pool obtained from the sale of "Triple Perfecta" tickets upon the first race shall be held, subject to these rules, and divided among the winning tickets of

the "Triple Perfecta" exchange tickets on the third race, unless otherwise provided by these rules. "Triple Perfecta" windows shall be open for the purpose of making the exchanges as described only after the first, or second, race has been declared official and such windows shall close at the official post time at the start of the second, or third, race designated as "Triple Perfecta" races.

6. ~~If a winning "Triple Perfecta" ticket from the first race is not presented for exchange within the time provided and if a winning exchange ticket from the second race is not presented for exchange within the time provided, the bettor forfeits all rights to any pool distribution or refund, except in the event the second or third race of the "Triple Perfecta" is canceled or declared "NO RACE".~~
7. ~~If a horse is scratched in a first race of the "Triple Perfecta" races, all "Triple Perfecta" tickets on the scratched horse will be refunded.~~
8. ~~If a horse is scratched in either the second or third race of the "Triple Perfecta" all tickets combining the scratched horse must be exchanged. Upon notice that a horse in either the second or third race is scratched after "Triple Perfecta" tickets have been issued, the Presiding Judge must extend the post time not more than 15 minutes to allow persons holding tickets combining the scratched horse time to exchange such tickets: "Triple Perfecta" windows must remain open and the judges shall require that the "Triple Perfecta", scratched horse procedure, be announced continually from the time the horse is scratched until the call to post is announced.~~

~~If the above procedure is adhered to and the racing association exchanges all tickets combining a scratched horse offered for exchange during the time required and for any reason a bettor fails to exchange such ticket, the bettor shall forfeit all rights to share in the "Triple Perfecta" pool distribution.~~

~~The Association shall have no liability beyond notifying holders of such tickets and delaying the post in order to allow holders of such tickets to make exchanges.~~

~~There shall be no so called "consolation payoffs" in the event of a scratched horse in any "Triple Perfecta" race.~~

9. ~~If no "Triple Perfecta" ticket is sold as a winning combination in the first race of the "Triple Perfecta", the "Triple Perfecta" pool shall be carried over to the next program. In such an instance the "Triple Perfecta" race shall end and the pool be closed for the day.~~
10. ~~If no "Triple Perfecta" exchange ticket is sold on the winning combination, the net pool shall then be carried forward to the next "Triple Perfecta". In the event there are no tickets sold on the winning combination on the last day of a scheduled meeting, the net pool shall then be apportioned equally between those having tickets, including the horse finishing first and those having tickets; including the horse finishing second in the same manner in which a place pool is calculated and distributed.~~
11. ~~If no exchange ticket includes either the first or second horse of the second race of the "Triple Perfecta" the entire net pool shall be carried to the next race program, except on the last day of a scheduled meet or when the net pool exceeds the limits provided by this rule.~~

12. In the event of a dead heat for place in the first or second race of the "Triple Perfecta" races, all "Triple Perfecta" tickets combining the first horse and either of the place horses shall be eligible for exchange for "Triple Perfecta" exchange tickets.

13. In the event of a dead heat for place in the third race of the "Triple Perfecta", the pool shall be divided, calculated and distributed as a place pool to the holders of "Triple Perfecta" exchange tickets, combining the first horses and either of the place horses in the event of the dead heat to place, and if there are no tickets sold on one combination, then the other combination having the winning horses shall be declared the winner. If no exchange tickets combine the winning horse with either of the place horses in the dead heat the "Triple Perfecta" pool shall be carried over to the next racing program.

14. If for any reason the second of the "Triple Perfecta" races is canceled or declared "NO RACE", the pool shall be calculated as a straight pool and shall be distributed among the holder of the tickets combining the first two horses of the first race of the "Triple Perfecta" exchange tickets and also distributed to holders of the "Triple Perfecta" exchange tickets.

If for any reason the third of the "Triple Perfecta" races is canceled or declared "NO RACE", the pool shall be calculated as a straight pool and shall be distributed among holders of the tickets combining the first two horses of the second race of the "Triple Perfecta" exchange tickets and distributed to holders of "Triple Perfecta" exchange tickets from the second race.

15. If there is a dead heat for the winning horse in either of the three designated races for the "Triple Perfecta", such calculation of distribution of the "Triple Perfecta" pool shall be made in the manner in which any ordinary perfecta pool would be made should there be a dead heat for the win despite the number of horses involved in the dead heat.

16. If and whenever the net "Triple Perfecta" pool reaches a total of \$75,000.00 or more as a result of wagers on a single program or as a result of carry over pools from wagers on previous programs, the total net pool must be distributed on the next program. Each association using this form of wagering may distribute the net "Triple Perfecta" pool pursuant to this paragraph at lower levels of dollars with approval of the Commission.

17. Each association using this form of wagering shall print in heavy type, in a conspicuous place in its printed program, all the provisions of this section and post printed copies of the section about the track in such places easily accessible to bettors. Each association may elect to discontinue this form of wagering at any time, subject to approval by the Commission and distribution of the net "Triple Perfecta" pool.

The association may pay winning ticket holders or other distributions required by this rule by check where the individual ticket holders will receive \$1,000.00 or more or where the total to be distributed is \$50,000.00 or more.

#### Section 4247. Trifecta Pools

(1) The Trifecta requires selection of the first three finishers, in their exact order, for a single contest.

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(2) The net Trifecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

- (a) As a single price pool to those whose combination finished in correct sequence as the first three betting interests; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then
- (c) As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then
- (d) The entire pool shall be refunded on Trifecta wagers for that contest.

(3) If less than three betting interests finish and the contest is declared official, payouts will be made based upon the order of finish of those betting interests completing the contest. The balance of any selection beyond the number of betting interests completing the contest shall be ignored.

(4) If there is a dead heat for first involving:

- (a) contestants representing three or more betting interests, all of the wagering combinations selecting three betting interests which correspond with any of the betting interests involved in the dead heat shall share in a profit split.
- (b) contestants representing two betting interests, both of the wagering combinations selecting the two dead-heated betting interests, irrespective of order, along with the third-place betting interest shall share in a profit split.

(5) If there is a dead heat for second, all of the combinations correctly selecting the winner combined with any of the betting interests involved in the dead heat for second shall share in a profit split.

(6) If there is a dead heat for third, all wagering combinations correctly selecting the first two finishers, in correct sequence, along with any of the betting interests involved in the dead heat for third shall share in a profit split.

(7) Coupled entries and mutuel fields shall be prohibited in Trifecta contests except in Grade I races (as determined by the North American Graded Stakes Committee) with written approval of the Commission.

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~~The trifecta is a form of pari-mutuel wagering. Each bettor selects, in order, the first, second, and third placed horses in the designated trifecta race. The trifecta pool shall be held entirely separate from all other pools, and is no part of a daily double, perfecta, or other wagering pool.~~

- ~~1. Trifecta tickets shall be sold in not less than two dollar \$0.50 denominations and only from machines capable of issuing three numbers.~~
- ~~2. Races in which trifecta pools shall be conducted shall be approved, in advance, by the Commission and shall be clearly designated in the program.~~
- ~~3. The design of trifecta tickets shall be clearly and immediately distinguishable from other pari-mutuel tickets.~~

4. ~~SCRATCH. If a horse is scratched or declared a non-starter, no further trifecta tickets may be issued designating such horse, and all trifecta tickets previously issued designating such horse shall be refunded and the money deducted from the gross pool.~~
5. ~~Failure to select a winning combination, short finishes. If there is a failure to select, in order, the first three horses, pay-offs shall be made on trifecta tickets selecting the first two horses, in order; if there is a failure to select the first two horses, pay off shall be made on tickets selecting the winner to win; failure to select the winner to win shall cause a refund of all trifecta tickets.~~  
  
~~If less than three horses finish, pay off shall be made on tickets selecting the actual finishing horses in order, ignoring the balance of the selection.~~
6. ~~DEAD HEATS. In the event of a dead heat or dead heats, all trifecta tickets selecting the correct order of finish counting a horse in a dead heat as finishing in either position dead heated, shall be winning tickets, and distribution shall be made in accordance with established pari-mutuel practice relative to dead heats.~~
7. ~~This rule shall be prominently displayed throughout the betting area of each track conducting the trifecta and printed copies of this rule shall be distributed by the track to patrons upon request.~~
8. ~~No trifecta shall be programmed with less than 5 separate betting interests. Should there be 5 separate betting interests going to post, in all classes, from a program of 5 or more horse field, the track may, at its own discretion, allow trifecta wagering.~~

#### Section 438. Superfecta Pools

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(1) The Superfecta requires selection of the first four finishers, in their exact order, for a single contest.

(2) Distribution of Winnings – Option #1

a. The net Superfecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

i. As a single price pool to those whose combination finished in correct sequence as the first four betting interests; but if there are no such wagers, then ii. As a single price pool to those whose combination included, in correct sequence, the first three betting interests; but if there are no such wagers, then iii. As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then iv. As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then v. The entire pool shall be refunded on Superfecta wagers for that contest.

(3) Distribution of Winnings, Option #2

a. The net Superfecta pool shall be distributed to winning wagers in the following precedence, based on the official order of finish:

i. As a single price pool, including any applicable carryover, to those whose combination finished in correct sequence as the first four betting interests, but if there are no such wagers, then

ii. The net pool will be divided into two separate pools. The major pool of the net pool shall be retained and added to a corresponding carryover pool into the next designated Superfecta race. The remaining minor pool shall be paid as a Superfecta consolation pool, which will be equally divided among those ticket holders who correctly select the first three betting interests, but if there are no such wagers, then

iii. The Superfecta consolation pool will be divided among those ticket holders who correctly select the first two interests, but if there are no such wagers, then

iv. The Superfecta consolation pool will be divided among those ticket holders who correctly select the first betting interest, but if there are no such wagers, then

v. The entire net pool shall become a carryover pool to be retained and added to the next designated Superfecta race.

b. On the last Superfecta race on the final day of the meeting, the net pool, including any applicable carryover, shall be distributed using the method described in subsection (2).

c. Where a net pool is divided into two separate pools in accordance with this subsection any odd cents remaining shall be retained and added to the part of the net pool that will be added to the corresponding carryover pool.

(4) Distribution of Winnings – Option #3

a. The net Superfecta pool shall be distributed to winning wagers in the following precedence, based on the official order of finish:

i. As a single price pool to those whose combination finished in correct sequence as the first four betting interests, but if there are no such wagers, then

ii. The entire net pool shall be retained and added to a corresponding carryover pool into the next designated Superfecta race.

b. On the last Superfecta race on the final day of the meeting, the net pool, and include any applicable carryover shall be distributed using the method described in subsection (2).

(5) If, for any reason, the Superfecta carryover must be held over to the corresponding Superfecta pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Superfecta carryover plus accrued interest shall then be added to the net Superfecta pool of the following meet on a date and performance so designated by the Commission.

(6) If fewer than four betting interests finish and the contest is declared official, payouts will be made based upon the order of finish of those betting interests completing

the contest. The balance of any selection on any ticket beyond the number of betting interests completing the contest shall be ignored. If the pools are being distributed under paragraph (3)(a) or (4)(a), any previous Superfecta contest's carryover will not be included in the payoff and will be

retained for the next contest's carryover, and this contest's net Superfecta pool will be distributed using the method described in subsection (2).

(7) If there is a dead heat for first involving:

(a) contestants representing four or more betting interests, all of the wagering combinations selecting the four betting interests, irrespective of order, shall share in a profit split.

(b) contestants representing three betting interests, all of the wagering combinations selecting the three dead-heated betting interests, irrespective of order, along with the fourth-place betting interest shall share in a profit split.

(c) contestants representing two betting interests, both of the wagering combinations selecting the two dead-heated betting interests, irrespective of order, along with the third-place and fourth-place betting interests shall share in a profit split.

(8) If there is a dead heat for second involving:

(a) contestants representing three or more betting interests, all of the wagering combinations correctly selecting the winner combined with all of the three betting interests, irrespective of order, shall share in a profit split.

(b) contestants representing two betting interests, all of the wagering combinations correctly selecting the winner, the two dead-heated betting interests, irrespective of order, and the fourth-place betting interest shall share in a profit split.

(9) If there is a dead heat for third, all wagering combinations correctly selecting the first two finishers, in correct sequence, along with any two of the betting interests involved in the dead heat for third, irrespective of order, shall share in a profit split.

(10) If there is a dead heat for fourth, all wagering combinations correctly selecting the first three finishers, in correct sequence, along with any of the betting interests involved in the dead heat for fourth shall share in a profit split.

(11) In the event that more than one component of a coupled entry or mutuel field finishes within the first four positions, the first member of the coupled entry or mutuel field to finish shall determine the position of the single betting interest. The net pool shall be distributed to those whose selection included the coupled entry or mutuel field and each of the other three betting interests.

~~The superfecta is a form of pari-mutuel wagering. Each bettor selects in order, the first, second, third and fourth placed horses in the designated superfecta race. The superfecta pool shall be held entirely separate from all other pools, and is no part of a daily double, perfecta, or other wagering pool.~~

~~4. Races in which superfecta pools shall be conducted must be approved by the Commission, in advance, and shall be clearly designated in the program.~~



2. Superfecta tickets shall be sold in not less than ten cent (~~\$0.10~~) denominations and only from machines capable of issuing four numbers.
3. Races in which superfecta pools shall be conducted shall be approved by the commission and shall be clearly designated in the program.
4. **SCRATCH.** If a horse is scratched or declared a non starter, no further superfecta tickets may be issued designating such horse and all superfecta tickets previously issued designating such horse shall be refunded and the money deducted from the gross pool.
  - A. With the permission of the Commission in advance, Associations wishing to run the superfecta wager, may choose to either treat the superfecta races as independent events or carry over the first programmed superfecta pool to the last programmed superfecta wager of the same day for failure to select the exact winning combination of the first four horses consistent with the following parameters:
    - (1) If there is a failure to select, in order, the first four horses of the first programmed superfecta of the race card, 100 percent of the net amount in the superfecta pari-mutuel pool subject to distribution shall be carried over to the final superfecta wager of that same day. The only exception will be if less than four horses finish, payoff shall be made on tickets selecting the actual horses in order, ignoring the balance of the selection.
    - (2) This amount carried over is to be added to the net amount wagered in the subsequent superfecta wager of that day and if there is a failure to select in order, the first four horses of this last programmed superfecta of the race card, payoffs from the combined net amount of both superfecta shall be made on superfecta tickets selecting the first three horses, in order, failure to select the first three horses, payoff to superfecta tickets selecting the first two horses, in order, failure to select the first two horses, payoff to superfecta tickets selecting the winner, failure to select the winner to win shall cause a refund of all superfecta tickets, and the carryover pool to be added to the first superfecta of the next day. If less than four horses finish, payoff shall be made on tickets selecting the actual horses in order, ignoring the balance of the selection.
  - B. In the event that there is only one superfecta wager of the day because of programming, scratches, or any other reason, and this is known prior to the close of wagering on this first superfecta race, then the first superfecta race of the race card is also the last superfecta race of the race card and distribution of the net pool will follow the same pattern as prescribed for distribution for the last superfecta race of the race card.
  - C. In the event that after the first superfecta race is official and the net amount in the superfecta pari-mutuel pool subject to distribution has been carried over to the final superfecta race of that same race card, for any scratch, other reason or Acts of God the anticipated final wager of the card is canceled, the net amount carried over from the previous superfecta race will now be added to the first superfecta race of the next race day. Failure to select the exact winning combination in this first of two scheduled superfecta wagers of the next day will cause 100 percent of

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~~the combined net amount in the superfecta pari-mutuel pool to be carried over to the final superfecta wager of that same day.~~

5. ~~**DEAD HEATS.** In the event of a dead heat or dead heats, all superfecta tickets selecting the correct order of finish, counting a horse in a dead heat as finishing in either position dead heated, shall be winning tickets, and distribution shall be made in accordance with established pari-mutuel practice relative to dead heats.~~
6. ~~This rule shall be prominently displayed throughout the betting area of each track conducting the superfecta and printed copies of this rule shall be distributed by the track to patrons upon request.~~
7. ~~Superfecta races shall be limited to a maximum of three (3) per racing card. Superfecta races must program a minimum of sixeight (68) starters with not less than seven six (756) starters going to post. ~~Less~~ Fewer than seven six five (756) starters going to post will cause superfecta wagers on that race to be canceled and all moneys monies wagered will be refunded.~~

#### Section 44. Twin Quinella Pools

(1) The Twin Quinella requires selection of the first two finishers, irrespective of order, in each of two designated contests. Each winning ticket for the first Twin Quinella contest must be exchanged for a free ticket on the second Twin Quinella contest in order to remain eligible for the second-half Twin Quinella pool. Such tickets may be exchanged only at attended ticket windows prior to the second Twin Quinella contest. There will be no monetary reward for winning the first Twin Quinella contest. Both of the designated Twin Quinella contests shall be included in only one Twin Quinella pool.

(2) In the first Twin Quinella contest only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first Twin Quinella contest:

- (a) If a coupled entry or mutuel field finishes as the first two finishers, those who selected the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish shall be winners; otherwise
- (b) Those whose combination finished as the first two betting interests shall be winners; but if there are no such wagers, then
- (c) Those whose combination included either the first- or second-place finisher shall be winners; but if there are no such wagers on one of those two finishers, then
- (d) Those whose combination included the one covered betting interest included within the first two finishers shall be winners; but if there are no such wagers, then
- (e) The entire pool shall be refunded on Twin Quinella wagers for that contest.

(3) In the first Twin Quinella contest only, if there is a dead heat for first involving:

- (a) contestants representing the same betting interest, those who selected the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish shall be winners.

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(b) contestants representing two betting interests, the winning Twin Quinella wagers shall be determined as if no dead heat occurred.

(c) contestants representing three or more betting interests, those whose combination included any two of the betting interests finishing in the dead heat shall be winners.

(4) In the first Twin Quinella contest only, if there is a dead heat for second involving contestants representing two or more betting interests, the Twin Quinella pool shall be distributed to wagers in the following precedence, based upon the official order of finish:

(a) As a profit split to those combining the winner with any of the betting interests involved in the dead heat for second; but if there is only one covered combination, then

(b) As a single price pool to those combining the winner with the one covered betting interest involved in the dead heat for second; but if there are no such wagers, then

(c) As a profit split to those combining the betting interests involved in the dead heat for second; but if there are no such wagers, then

(d) As a profit split to those whose combination included the winner and any other betting interest and wagers selecting any of the betting interests involved in the dead heat for second; but if there are no such wagers, then

(e) The entire pool shall be refunded on Twin Quinella wagers for that contest.

(5) In the second Twin Quinella contest only, the entire net Twin Quinella pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second Twin Quinella contest:

(a) If a coupled entry or mutuel field finishes as the first two finishers, as a single price pool to those who selected the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish; otherwise

(b) As a single price pool to those whose combination finished as the first two betting interests; but if there are no such wagers, then

(c) As a profit split to those whose combination included either the first- or second-place finisher; but if there are no such wagers on one of those two finishers, then

(d) As a single price pool to those whose combination included the one covered betting interest included within the first two finishers; but if there are no such wagers, then

(e) As a single price pool to all the exchange ticket holders for that contest; but if there are no such tickets, then

(f) In accordance with subsection 2 of the Twin Quinella rules.

(6) In the second Twin Quinella contest only, if there is a dead heat for first involving:

(a) contestants representing the same betting interest, the net Twin Quinella pool shall be distributed to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish.

(b) contestants representing two betting interests, the net Twin Quinella pool shall be distributed as if no dead heat occurred.

(c) contestants representing three or more betting interests, the net Twin Quinella pool shall be distributed as a profit split to those whose combination included any two of the betting interests finishing in the dead heat.

(7) In the second Twin Quinella contest only, if there is a dead heat for second involving contestants representing two or more betting interests, the Twin Quinella pool shall be distributed to wagers in the following precedence, based upon the official order of finish:

(a) As a profit split to those combining the winner with any of the betting interests involved in the dead heat for second; but if there is only one covered combination, then

(b) As a single price pool to those combining the winner with the one covered betting interest involved in the dead heat for second; but if there are no such wagers, then

(c) As a profit split to those combining the betting interests involved in the dead heat for second; but if there are no such wagers, then

(d) As a profit split to those whose combination included the winner and any other betting interest and wagers selecting any of the betting interests involved in the dead heat for second, then

(e) As a single price pool to all the exchange ticket holders for that contest; but if there are no such tickets, then

(f) In accordance with subsection 2 of the Twin Quinella rules.

(8) If a winning ticket for the first-half of the Twin Quinella is not presented for exchange prior to the close of betting on the second-half Twin Quinella contest, the ticket holder forfeits all rights to any distribution of the Twin Quinella pool resulting from the outcome of the second contest.

(9) Should a betting interest in the first-half of the Twin Quinella be scratched, those Twin Quinella wagers including the scratched betting interest shall be refunded.

(10) Should a betting interest in the second-half of the Twin Quinella be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second Twin Quinella contest, the ticket holder forfeits all rights to the Twin Quinella pool.

(11) If either of the Twin Quinella contests is cancelled prior to the first Twin Quinella contest, or the first Twin Quinella contest is declared "no contest", the entire Twin Quinella pool shall be refunded on Twin Quinella wagers for that contest.

(12) If the second-half Twin Quinella contest is cancelled or declared "no contest" after the conclusion of the first Twin Quinella contest, the net Twin Quinella pool shall be distributed as a single price pool to wagers selecting the winning combination in the first Twin Quinella contest and all valid exchange tickets. If there is no such wagers, the net

Twin Quinella pool shall be distributed as described in subsection 2 of the Twin Quinella rules.

#### **Section 459. Twin Trifecta Pools**

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(1) The Twin Trifecta requires selection of the first three finishers, in their exact order, in each of two designated contests. Each winning ticket for the first Twin Trifecta contest must be exchanged for a free ticket on the second Twin Trifecta contest in order to remain eligible for the second-half Twin Trifecta pool. Such tickets may be exchanged only at attended ticket windows prior to the second Twin Trifecta contest. Winning first-half Twin Trifecta wagers will receive both an exchange and a monetary payout. Both of the designated Twin Trifecta contests shall be included in only one Twin Trifecta pool.

(2) After wagering closes for the first-half of the Twin Trifecta and commissions have been deducted from the pool, the net pool shall then be divided into separate pools: the first-half Twin Trifecta pool and the second-half Twin Trifecta pool.

(3) In the first Twin Trifecta contest only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first Twin Trifecta contest:

- (a) As a single price pool to those whose combination finished in correct sequence as the first three betting interests; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then
- (c) As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then
- (d) The entire Twin Trifecta pool shall be refunded on Twin Trifecta wagers for that contest and the second-half shall be cancelled.

(4) If no first-half Twin Trifecta ticket selects the first three finishers of that contest in exact order, winning ticket holders shall not receive any exchange tickets for the second-half Twin Trifecta pool. In such case, the second-half Twin Trifecta pool shall be retained and added to any existing Twin Trifecta carryover pool.

(5) Winning tickets from the first-half of the Twin Trifecta shall be exchanged for tickets selecting the first three finishers of the second-half of the Twin Trifecta. The second-half Twin Trifecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second Twin Trifecta contest:

- (a) As a single price pool, including any existing carryover monies, to those whose combination finished in correct sequence as the first three betting interests; but if there are no such tickets, then
- (b) The entire second-half Twin Trifecta pool for that contest shall be added to any existing carryover monies and retained for the corresponding second-half Twin Trifecta pool of the next consecutive performance.

(6) If a winning first-half Twin Trifecta ticket is not presented for cashing and exchange prior to the second-half Twin Trifecta contest, the ticket holder may still collect

the monetary value associated with the first-half Twin Trifecta pool but forfeits all rights to any distribution of the second-half Twin Trifecta pool.

(7) Coupled entries and mutuel fields shall be prohibited in Twin Trifecta contests.

(8) Should a betting interest in the first-half of the Twin Trifecta be scratched, those Twin Trifecta wagers including the scratched betting interest shall be refunded.

(9) Should a betting interest in the second-half of the Twin Trifecta be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second Twin Trifecta contest, the ticket holder forfeits all rights to the second-half Twin Trifecta pool.

(10) If, due to a late scratch, the number of betting interests in the second-half of the Twin Trifecta is reduced to fewer than the minimum, all exchange tickets and outstanding first-half winning tickets shall be entitled to the second-half Twin Trifecta pool for that contest as a single price pool, but not the Twin Trifecta carryover.

(11) If there is a dead heat or multiple dead heats in either the first- or second-half of the Twin Trifecta, all Twin Trifecta wagers selecting the correct order of finish, counting a betting interest involved in a dead heat as finishing in any dead-heated position, shall be a winner. In the case of a dead heat occurring in:

(a) the first-half of the Twin Trifecta, the payout shall be calculated as a profit split.

(b) the second-half of the Twin Trifecta, the payout shall be calculated as a single price pool.

(12) If either of the Twin Trifecta contests are cancelled prior to the first Twin Trifecta contest, or the first Twin Trifecta contest is declared "no contest", the entire Twin Trifecta pool shall be refunded on Twin Trifecta wagers for that contest and the second-half shall be cancelled.

(13) If the second-half Twin Trifecta contest is cancelled or declared "no contest", all exchange tickets and outstanding first-half winning Twin Trifecta tickets shall be entitled to the net Twin Trifecta pool for that contest as a single price pool, but not Twin Trifecta carryover. If there are no such tickets, the net Twin Trifecta pool shall be distributed as described in subsection 3 of the Twin Trifecta rules.

(14) The Twin Trifecta carryover may be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the Twin Trifecta carryover equals or exceeds the designated cap, the Twin Trifecta carryover will be frozen until it is won or distributed under other provisions of this rule. After the Twin Trifecta carryover is frozen, 100 percent of the net Twin Trifecta pool for each individual contest shall be distributed to winners of the first-half of the Twin Trifecta pool.

(15) A written request for permission to distribute the Twin Trifecta carryover on a specific performance may be submitted to the Commission. The request must contain justification for

the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution.

(16) Should the Twin Trifecta carryover be designated for distribution on a specified date and performance, the following precedence will be followed in determining winning tickets for the second-half of the Twin Trifecta after completion of the first-half of the Twin Trifecta:

- (a) As a single price pool to those whose combination finished in correct sequence as the first three betting interests; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then
- (c) As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then
- (d) As a single price pool to holders of valid exchange tickets.
- (e) As a single price pool to holders of outstanding first-half winning tickets.

(17) Contrary to subsection 4 of the Twin Trifecta rules, during a performance designated to distribute the Twin Trifecta carryover, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half of the Twin Trifecta. If there are no wagers correctly selecting the first-, second-, and third-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first- and second-place betting interests. If there are no wagers correctly selecting the first- and second-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-place betting interest only. If there are no wagers selecting the first-place betting interest only in the first-half of the Twin Trifecta, all first-half tickets will become winners and will receive 100 percent of that performance's net Twin Trifecta pool and any existing Twin Trifecta carryover

(18) The Twin Trifecta carryover shall be designated for distribution on a specified date and performance only under the following circumstances:

- (a) Upon written approval from the Commission as provided in subsection 15 of the Twin Trifecta rules.
- (b) Upon written approval from the Commission when there is a change in the carryover cap or when the Twin Trifecta is discontinued.
- (c) On the closing performance of the meet or split meet.

(19) If, for any reason, the Twin Trifecta carryover must be held over to the corresponding Twin Trifecta pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Twin Trifecta carryover plus accrued interest shall then be added to the second-half Twin Trifecta pool of the following meet on a date and performance so designated by the Commission.

(20) Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is prohibited. This shall not prohibit necessary communication between totalisator and parimutuel department employees for processing of pool data.

(21) The association must obtain written approval from the Commission concerning the scheduling of Twin Trifecta contests, the percentages of the net pool added to the first-

half pool and second-half pool, and the amount of any cap to be set on the carryover. Any changes to the approved Twin Trifecta format require prior approval from the Commission.

1. ~~No Twin Trifecta wagering shall be conducted without advance permission of the Commission. The races in which the Twin Trifecta type pari-mutuel wagering will be permitted shall only be those designated by the Commission and a separate pool shall be established therefor.~~
2. ~~The Twin Trifecta is a form of pari-mutuel wagering in which the bettor selects the three horses that will finish first, second and third in each of the two designated races in the exact order as officially posted.~~
3. ~~Twin Trifecta tickets shall be sold only at Twin Trifecta windows by the licensee and only from automatic double issue machines.~~
4. ~~Each bettor purchasing Twin Trifecta tickets shall designate his three selections as the first three horses to finish, in that order, in the first race of the two designated races.~~
5. ~~After the wagering closes for the first half of the Twin Trifecta, the commissions will be deducted from the pool in accordance with the laws of the State of Maine. The remaining pool will then be divided into two separate pools, one pool will consist of 1/3 of the total pool and one pool will consist of the remaining 2/3 of the total pool.~~
6. ~~The moneys in the first part (1/3 portion) of the divided pool will be distributed to the holders of the Twin Trifecta tickets selecting the first three horses in order, on the first designated Twin Trifecta race, in accordance with established pari-mutuel practice.~~
7. ~~The second part (2/3 portion) of the divided pool will be placed in a separate pool to be distributed to the holders of "second half" Twin Trifecta tickets selecting the first three horses, in order, on the second designated Twin Trifecta race, in accordance with established pari-mutuel practice.~~
8. ~~In the first half of the Twin Trifecta only, if there is a failure to select, in order, the first three horses, payoffs, shall be made on Twin Trifecta tickets selecting the first two horses, in order, if there is a failure to select the first two horses, payoff shall be made on Twin Trifecta tickets selecting the winner to win. Failure to select the winner to win will result in the Twin Trifecta pool being carried over to the next racing day, 1/3 of the pool carried over will be added to the first half of the Twin Trifecta and 2/3 to the second half. The second half of the Twin Trifecta for that day will be canceled.~~
9. ~~After the official declaration of the first three horses to finish in the first race of the Twin Trifecta, each bettor holding a ticket combining the first three horses in the exact order of finish must, prior to the running of the second Twin Trifecta race, exchange such winning tickets for both the monetary value established by the mutuels department and a Twin Trifecta exchange ticket at the specified windows and at such time shall select the three horses to finish in the second race of the Twin Trifecta in the exact order as officially posted. No further money shall be required of the holders of the winning tickets in order to make the exchange.~~



10. ~~No Twin Trifecta exchange ticket upon the second race shall be issued except upon the surrender of the Twin Trifecta ticket from the first race as described in these rules. Twin Trifecta windows, for the purpose of cashing and exchanging winning tickets, shall be open for the purpose of making the exchange as described only after the first race has been declared official and such windows shall close at the start of the second race of the Twin Trifecta races.~~
11. ~~If a winning Twin Trifecta ticket from the first race is not presented for cashing and exchange within the time provided, the bettor may still collect the monetary value attached to the ticket but forfeits all rights in any distribution of the second race Twin Trifecta pool.~~
12. ~~If a horse is scratched in the first race of the Twin Trifecta races, all Twin Trifecta tickets on the scratched horse will be refunded. If a horse is scratched in the second race of the Twin Trifecta races, public address announcements will be made and reasonable time will be given for the exchange of tickets on the scratched horse, for the second race of the Twin Trifecta only. All horses will be considered "official starters" once the word GO has been given.~~
13. ~~In the event of a dead heat or dead heats in either the first or second race of the Twin Trifecta, all Twin Trifecta tickets selecting the correct order of finish, counting a horse finishing in a dead heat as finishing in any position dead heated, shall be winning tickets.~~
14. ~~In the event there are no Twin Trifecta tickets issued accurately selecting the officially declared first three finishers of the second Twin Trifecta race, in the exact order, such second race pool, as divided earlier shall be held for the next consecutive racing day or night and combined with that program's second race Twin Trifecta pool. Distribution of this special cumulative second race Twin Trifecta pool will be made only upon the accurate selection, in exact order, of the first three officially declared finishers of the second Twin Trifecta race.~~
15. ~~However, on the final program of any official race meeting, the entire accumulated second race Twin Trifecta pool must be distributed. In the event, on that final racing program, no second half Twin Trifecta ticket accurately selects the officially declared first three finishers, in exact order, then all such second half Twin Trifecta tickets on that specific race shall be declared winners and the pool will be distributed equally among them.~~
16. ~~In the second half of the Twin Trifecta race only, if less than three horses finish or if the Officials declare the event "No Race" then the second part of that day's divided pool will be evenly distributed to all holders of second half Twin Trifecta exchange tickets. The cumulative Twin Trifecta pool will remain undisturbed and be carried over for use in the next Twin Trifecta race.~~
17. ~~Sales of the Twin Trifecta tickets other than from pari-mutuel machines shall be deemed illegal and prohibited.~~
18. ~~The Twin Trifecta pool shall be held entirely separate from all other pools, and is no part of a daily double, perfecta, trifecta or other wagering pool.~~

19. In the event that racing is canceled for any program prior to the running of the second half of the Twin Trifecta, the second part of that program's divided pool will be evenly distributed to all holders of second half Twin Trifecta exchange tickets. The cumulative Twin Trifecta pool will remain undistributed, and be carried over for use in the next Twin Trifecta.

#### **Section 46. Tri-Superfecta Pools**

- (1) The Tri-Superfecta requires selection of the first three finishers, in their exact order, in the first of two designated contests and the first four finishers, in exact order, in the second of the two designated contests. Each winning ticket for the first Tri-Superfecta contest must be exchanged for a free ticket on the second Tri-Superfecta contest in order to remain eligible for the second-half Tri-Superfecta pool. Such tickets may be exchanged only at attended ticket windows prior to the second Tri-Superfecta contest. Winning first-half Tri-Superfecta tickets will receive both an exchange and a monetary payout. Both of the designated Trisuperfecta contests shall be included in only one Tri-Superfecta pool.
- (2) After wagering closes for the first-half of the Tri-Superfecta and commissions have been deducted from the pool, the net pool shall then be divided into two separate pools: the first-half Tri-Superfecta pool and the second-half Tri-Superfecta pool.
- (3) In the first Tri-Superfecta contest only, winning tickets shall be determined using the following precedence, based upon the official order of finish for the first Tri-Superfecta contest:
- (a) As a single price pool to those whose combination finished in correct sequence as the first three betting interests; but if there are no such wagers, then
  - (b) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then
  - (c) As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then
  - (d) The entire Tri-Superfecta pool shall be refunded on Tri-Superfecta wagers for that contest and the second-half shall be cancelled.
- (4) If no first-half Tri-Superfecta ticket selects the first three finishers of that contest in exact order, winning ticket holders shall not receive any exchange tickets for the second-half TriSuperfecta pool. In such case, the second-half Tri-superfecta pool shall be retained and added to any existing Tri-Superfecta carryover pool.
- (5) Winning tickets from the first-half of the Tri-Superfecta shall be exchanged for tickets selecting the first four finishers of the second-half of the Tri-Superfecta. The second-half TriSuperfecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second Tri-Superfecta contest:
- (a) As a single price pool, including any existing carryover monies, to those whose combination finished in correct sequence as the first four betting interests; but if there are no such tickets, then
  - (b) The entire second-half Tri-Superfecta pool for that contest shall be added to any existing carryover monies and retained for the corresponding second-half Tri-Superfecta pool of the next performance.

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- (6) If a winning first-half Tri-Superfecta ticket is not presented for cashing and exchange prior to the second-half Tri-Superfecta contest, the ticket holder may still collect the monetary value associated with the first-half Tri-Superfecta pool but forfeits all rights to any distribution of the second-half Tri-Superfecta pool.
- (7) Coupled entries and mutuel fields shall be prohibited in Tri-Superfecta contests.
- (8) Should a betting interest in the first-half of the Tri-Superfecta be scratched, those TriSuperfecta tickets including the scratched betting interest shall be refunded.
- (9) Should a betting interest in the second-half of the Tri-Superfecta be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second Tri-Superfecta contest, the ticket holder forfeits all rights to the second-half Tri-Superfecta pool.
- (10) If, due to a late scratch, the number of betting interests in the second-half of the TriSuperfecta is reduced to fewer than the minimum, all exchange tickets and outstanding firsthalf winning tickets shall be entitled to the second-half Tri-Superfecta pool for that contest as a single price pool, but not the Tri-Superfecta carryover.
- (11) If there is a dead heat or multiple dead heats in either the first- or second-half of the TriSuperfecta, all Tri-Superfecta tickets selecting the correct order of finish, counting a betting interest involved in a dead heat as finishing in any dead-heated position, shall be a winner. In the case of a dead heat occurring in:
- (a) the first-half of the Tri-Superfecta, the payout shall be calculated as a profit split.
  - (b) the second-half of the Tri-Superfecta, the payout shall be calculated as a single price pool.
- (12) If either of the Tri-Superfecta contests are cancelled prior to the first Tri-Superfecta contest, or the first Tri-Superfecta contest is declared "no contest", the entire Tri-Superfecta pool shall be refunded on Tri-Superfecta wagers for that contest and the second-half shall be cancelled.
- (13) If the second-half Tri-Superfecta contest is cancelled or declared "no contest", all exchange tickets and outstanding first-half winning Tri-Superfecta tickets shall be entitled to the net Tri-Superfecta pool for that contest as a single price pool, but not the Tri-Superfecta carryover. If no there are no such tickets, the net Tri-Superfecta pool shall be distributed as described in subsection 3 of the Tri-Superfecta rules.
- (14) The Tri-Superfecta carryover may be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the Tri-Superfecta carryover equals or exceeds the designated cap, the Tri-Superfecta carryover will be frozen until it is won or distributed under other provisions of this rule. After the second-half TriSuperfecta carryover is frozen, 100 percent of the net Tri-Superfecta pool for each individual contest shall be distributed to winners of the first-half of the Tri-Superfecta pool.
- (15) A written request for permission to distribute the Tri-Superfecta carryover on a specific performance may be submitted to the Commission. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution.

(16) Should the Tri-Superfecta carryover be designated for distribution on a specified date and performance, the following precedence will be followed in determining winning tickets for the second-half of the Tri-Superfecta after completion of the first-half of the Tri-Superfecta:

- (a) As a single price pool to those whose combination finished in correct sequence as the first four betting interests; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first three betting interests; but if there are no such wagers, then
- (c) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then
- (d) As a single price pool to those whose combination included, in correct sequence, the first-place betting interest only; but if there are no such wagers, then (e) As a single price pool to holders of valid exchange tickets.

(f) As a single price pool to holders of outstanding first-half winning tickets.

(17) Contrary to subsection 4 of the Tri-Superfecta rules, during a performance designated to distribute the Tri-Superfecta carryover, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half of the Tri-Superfecta. If there are no wagers correctly selecting the first-, second-, and third-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first- and second-place betting interests. If there are no wagers correctly selecting the first- and second-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-place betting interest only. If there are no wagers selecting the first-place betting interest only in the first-half of the Tri-Superfecta, all first-half tickets will become winners and will receive 100 percent of that performance's net Tri-Superfecta pool and any existing Tri-Superfecta carryover as a single price pool.

(18) The Tri-Superfecta carryover shall be designated for distribution on a specified date and performance only under the following circumstances:

- (a) Upon written approval from the Commission as provided in subsection 15 of the TriSuperfecta rules.
- (b) Upon written approval from the Commission when there is a change in the carryover cap or when the Tri-Superfecta is discontinued.
- (c) On the closing performance of the meet or split meet.

(19) If, for any reason, the Tri-Superfecta carryover must be held over to the corresponding TriSuperfecta pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Tri-Superfecta carryover plus accrued interest shall then be added to the second-half Tri-superfecta pool of the following meet on a date and performance so designated by the Commission.

(20) Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is prohibited. This shall not prohibit necessary communication between totalisator and parimutuel department employees for processing of pool data.

(21) The association must obtain written approval from the Commission concerning the scheduling of Tri-Superfecta contests, the percentages of the net pool added to the first-half pool and second-half pool, and the amount of any cap to be set on the carryover. Any changes to the approved Tri-Superfecta format require prior approval from the Commission.

#### **Section 47. Twin Superfecta Pools**

(1) The Twin Superfecta requires selection of the first four finishers, in their exact order, in each of two designated contests. Each winning ticket for the first Twin Superfecta contest must be exchanged for a free ticket on the second Twin Superfecta contest in order to remain eligible for the second-half Twin Superfecta pool. Such tickets may be exchanged only at attended ticket windows prior to the second Twin Superfecta contest. Winning first-half Twin Superfecta tickets will receive both an exchange and a monetary payout. Both of the designated Twin Superfecta contests shall be included in only one Twin Superfecta pool.

(2) After wagering closes for the first-half of the Twin Superfecta and commissions have been deducted from the pool, the net pool shall then be divided into two separate pools: the first-half Twin Superfecta pool and the second-half Twin Superfecta pool.

(3) In the first Twin Superfecta contest only, winning wagers shall be determined using the following precedence, based upon the official order of finish for the first Twin Superfecta contest:

- (a) As a single price pool to those whose combination finished in correct sequence as the first four betting interests; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first three betting interests; but if there are no such wagers, then
- (c) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then
- (d) As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then
- (e) The entire Twin Superfecta pool shall be refunded on Twin Superfecta wagers for that contest and the second-half shall be cancelled.

(4) If no first-half Twin Superfecta ticket selects the first four finishers of that contest in exact order, winning ticket holders shall not receive any exchange tickets for the second-half Twin Superfecta pool. In such case, the second-half Twin Superfecta pool shall be retained and added to any existing Twin Superfecta carryover pool.

(5) Winning tickets from the first-half of the Twin Superfecta shall be exchanged for tickets selecting the first four finishers of the second-half of the Twin Superfecta. The second-half Twin Superfecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish for the second Twin Superfecta contest:

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(a) As a single price pool, including any existing carryover monies, to those whose combination finished in correct sequence as the first four betting interests; but if there are no such tickets, then

(b) The entire second-half Twin Trifecta pool for that contest shall be added to any existing carryover monies and retained for the corresponding second-half Twin Superfecta pool of the next performance.

(6) If a winning first-half Twin Superfecta ticket is not presented for cashing and exchange prior to the second-half Twin Superfecta contest, the ticket holder may still collect the monetary value associated with the first-half Twin Superfecta pool but forfeits all rights to any distribution of the second-half Twin Trifecta pool.

(7) Coupled entries and mutuel fields shall be prohibited in Twin Superfecta contests.

(8) Should a betting interest in the first-half of the Twin Superfecta be scratched, those Twin Superfecta tickets including the scratched betting interest shall be refunded.

(9) Should a betting interest in the second-half of the Twin Superfecta be scratched, an announcement concerning the scratch shall be made and a reasonable amount of time shall be provided for exchange of tickets that include the scratched betting interest. If tickets have not been exchanged prior to the close of betting for the second Twin Superfecta contest, the ticket holder forfeits all rights to the second-half Twin Superfecta pool.

(10) If, due to a late scratch, the number of betting interests in the second-half of the Twin Superfecta is reduced to fewer than the minimum, all exchange tickets and outstanding first-half winning tickets shall be entitled to the second-half Twin Superfecta pool for that contest as a single price pool, but not the Twin Superfecta carryover.

(11) If there is a dead heat or multiple dead heats in either the first- or second-half of the Twin Superfecta, all Twin Superfecta tickets selecting the correct order of finish, counting a betting interest involved in a dead heat as finishing in any dead-heated position, shall be a winner. In the case of a dead heat occurring in:

(a) the first-half of the Twin Superfecta, the payout shall be calculated as a profit split.

(b) the second-half of the Twin Superfecta, the payout shall be calculated as a single price pool.

(12) If either of the Twin Superfecta contests are cancelled prior to the first Twin Superfecta contest, or the first Twin Superfecta contest is declared "no contest", the entire Twin Superfecta pool shall be refunded on Twin Superfecta wagers for that contest and the second-half shall be cancelled.

(13) If the second-half Twin Superfecta contest is cancelled or declared "no contest", all exchange tickets and outstanding first-half winning Twin Superfecta tickets shall be entitled to the net Twin Superfecta pool for that contest as a single price pool, but not the Twin Superfecta carryover. If there are no such tickets, the net Twin Superfecta pool shall be distributed as described in subsection 3 of the Twin Superfecta rules.

(14) The Twin Superfecta carryover may be capped at a designated level approved by the Commission so that if, at the close of any performance, the amount in the Twin Superfecta equals or exceeds the designated cap, the Twin Superfecta carryover will be frozen until it is won or distributed under other provisions of this rule. After the second-half Twin Superfecta carryover is frozen, 100 percent of the net Twin Superfecta pool for each individual contest shall be distributed to winners of the first-half of the Twin Superfecta pool.

(15) A written request for permission to distribute the Twin Superfecta carryover on a specific performance may be submitted to the Commission. The request must contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution.

(16) Should the Twin Superfecta carryover be designated for distribution on a specified date and performance, the following precedence will be followed in determining winning tickets for the second-half of the Twin Superfecta after completion of the first-half of the Twin Superfecta:

- (a) As a single price pool to those whose combination finished in correct sequence as the first four betting interests; but if there are no such wagers, then
- (b) As a single price pool to those whose combination included, in correct sequence, the first three betting interests; but if there are no such wagers, then
- (c) As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then
- (d) As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then
- (e) As a single price pool to holders of valid exchange tickets.
- (f) As a single price pool to holders of outstanding first-half winning tickets.

(17) Contrary to subsection 4 of the Twin Superfecta rules, during a performance designated to distribute the Twin Superfecta carryover, exchange tickets will be issued for those combinations selecting the greatest number of betting interests in their correct order of finish for the first-half of the Twin Superfecta. If there are no wagers correctly selecting the first-, second-, third-, and fourth-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-, second-, and third-place betting interests. If there are no wagers correctly selecting the first-, second-, and third-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first- and second-place betting interests. If there are no wagers correctly selecting the first- and second-place finishers, in their exact order, then exchange tickets shall be issued for combinations correctly selecting the first-place betting interest only. If there are no wagers selecting the first-place betting interest only in the first-half of the Twin Superfecta, all first-half tickets will become winners and will receive 100 percent of that performance's net Twin Superfecta pool and any existing Twin Superfecta carryover as a single price pool.

(18) The Twin Superfecta carryover shall be designated for distribution on a specified date and performance only under the following circumstances:

(a) Upon written approval from the Commission as provided in subsection 15 of the Twin Superfecta rules.

(b) Upon written approval from the Commission when there is a change in the carryover cap or when the Twin Superfecta is discontinued.

(c) On the closing performance of the meet or split meet.

(19) If, for any reason, the Twin Superfecta carryover must be held over to the corresponding Twin Superfecta pool of a subsequent meet, the carryover shall be deposited in an interest bearing account approved by the Commission. The Twin Superfecta carryover plus accrued interest shall then be added to the second-half Twin Superfecta pool of the following meet on a date and performance so designated by the Commission.

(20) Providing information to any person regarding covered combinations, amounts wagered on specific combinations, number of tickets sold, or number of valid exchange tickets is prohibited. This shall not prohibit necessary communication between totalisator and parimutuel department employees for processing of pool data.

(21) The association must obtain written approval from the Commission concerning the scheduling of Twin Superfecta contests, the percentages of the net pool added to the first-half pool and second-half pool, and the amount of any cap to be set on the carryover. Any changes to the approved Twin Superfecta format require prior approval from the Commission.

#### **Section 48. Exacta (n)**

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(1) The Exacta(n) requires selection of the first two finishers, in their exact order, in each of a designated number of contests. The association must obtain written approval from the Commission concerning the scheduling of Exacta(n) contests, the designation of one of the methods prescribed in Part 4, and the amount of any cap to be set on the carryover. Any changes to the approved Exacta(n) format require prior approval from the Commission.

(2) The Exacta(n) pool shall be apportioned under one of the following methods:

**(a) Method 1, Exacta(n) With No Minor Pool and No Carryover:** The net Exacta(n) pool shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta(n) contests, based upon the official order of finish. If there are no wagers selecting the first and second place finishers, in exact order, in each of the Exacta(n) contests, the net Exacta(n) pool shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in the greatest number of Exacta(n) contests. If there are no winning wagers, the entire pool shall be refunded on Exacta(n) wagers for those contests.

**(b) Method 2, Exacta(n) With No Minor Pool and Carryover Instead of a Refund:** The net Exacta(n) pool and the carryover, if any, shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta(n) contests, based upon the official order of finish. If there are no wagers selecting the first and second place finishers, in exact order, in



each of the Exacta(n) contests, the net Exacta(n) pool and the carryover shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in the greatest number of Exacta(n) contests. If there are no winning wagers, the net Exacta(n) pool shall be added to the carryover.

**(c) Method 3, Exacta(n) With No Minor Pool and Carryover:** The net Exacta(n) pool and the carryover, if any, shall be distributed as a single price pool to those who selected the first and second place finishers, in the exact order, in each of the Exacta(n) contests, based upon the official order of finish. If there are no winning wagers, the net Exacta(n) pool shall be added to the carryover.

**(d) Method 4, Exacta(n) With Minor Pool and No Carryover:** The major share of the net Exacta(n) pool shall be distributed as a single price pool to those who selected the first and second finishers, in exact order, in each of the Exacta(n) contests, based upon the official order of finish. The minor share of the net Exacta(n) pool shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in the second greatest number of Exacta(n) contests, based upon the official order of finish. If there are no wagers selecting the first and second place finishers, in exact order, in each of the Exacta(n) contests, the major share of the net Exacta(n) pool shall be combined with the minor share for distribution as a single price pool to those who selected the first and second place finishers, in exact order, in the greatest number of

exacta(n) contests. If there are no wagers selecting the first and second place finishers, in exact order, in a second greatest number of Exacta(n) contests, the minor share of the net Exacta(n) pool shall be combined with the major share for distribution as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta(n) contests. If there are no winning wagers, the pool shall be refunded on Exacta(n) wagers for those contests.

**(e) Method 5, Exacta(n) With Minor Pool and Carryover:** The major share of the net Exacta(n) pool and the carryover, if any, shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta(n) contests, based upon the official order of finish. The minor share of the net Exacta(n) pool shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in the second greatest number of Exacta(n) contests, based on the official order of finish. If that are no wagers selecting the first and second place finishers, in exact order, in each of the Exacta(n) contests, the minor share of the net Exacta(n) pool shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in the greatest number of Exacta(n) contests, and the major share shall be added to the carryover. If there are no wagers selecting the first and second place finishers, in exact order, in a second greatest number of Exacta(n) contests, the minor share of the net Exacta(n) pool shall be combined with the major share for distribution as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta(n) contests, or if there are no such winning wagers, added to the carryover.

**(f) Method 6, Exacta(n) With Minor Pool Based Upon Any One Exacta, and No**

**Carryover:** The major share of the net Exacta (n) pool shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta (n) contests, based upon the official order of finish. The minor share of the net Exacta (n) pool shall be distributed as a single price pool to those (including recipients of the major share of the net Exacta (n) pool) who selected the first and second place finishers, in exact order, in at least one of the Exacta (n) contests, based upon the official order of finish. If there are no wagers selecting the first and second place finishers, in exact order, in each of the Exacta (n) contests, the major share of the net Exacta (n) pool shall be combined with the minor share for distribution as a single price pool to those who selected the first and second place finishers, in exact order, in at least one of the Exacta (n) contests. If there are no winning wagers, the pool is refunded.

**(g) Method 7, Exacta (n) With Minor Pool Based Upon Any One Exacta, and**

**Carryover:** The major share of the net Exacta (n) pool and the carryover, if any, shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta (n) contests, based upon the official order of finish. The minor share of the net Exacta (n) pool shall be distributed as a single price pool to those (including recipients of the major share of the net Exacta (n) pool) who selected the first and second place finishers, in exact order, in at least one of the Exacta (n) contests, based upon the official order of finish. If there are no wagers selecting the first and second place finishers, in exact order, in each of the Exacta (n) contests, the major share shall be added to the carryover. If there are no wagers selecting the first and second place finishers, in exact order, in any of the Exacta (n) contests, the minor share of the net Exacta (n) pool shall also be added to the carryover.

**(h) Method 8, Exacta (n) With Minor Pool Based Upon Individual Exactas, and No Carryover**

**(A)** The major share of the net Exacta (n) pool shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta (n) contests, based upon the official order of finish. The minor share of the net Exacta (n) pool shall be distributed as a single price pool based upon the sum of the dollar value of wagers for each of the Exacta (n) contests considered separately, in which the first and second place finishers, in exact order, were correctly selected, based on the official order of finish. The minor share of the net Exacta (n) pool shall be distributed as a single price pool to those (including recipients of the major share of the net Exacta (n) pool) who selected the first and second place finishers, in exact order, in one or more of the Exacta (n) contests. Each recipient of a minor share shall receive an amount equal to the single price times the number of Exacta (n) contests in which the recipient correctly selected the winning combination.

**(B)** If there are no wagers selecting the first and second place finishers, in exact order, in all Exacta (n) contests, the major share shall be combined with

the minor share and the entire net Exacta (n) pool shall be distributed in accordance with the rules in the preceding paragraph for distributing the minor share of the net Exacta (n) pool. If there are no winning wagers, the pool shall be refunded.

**(i) Method 9, Exacta (n) With Minor Pool Based Upon Individual Exactas, and Carryover**

(A) The major share of the net Exacta (n) pool and the carryover, if any, shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta (n) contests, based upon the official order of finish. The minor share of the net Exacta (n) pool shall be distributed as a single price pool based upon the sum of the dollar value of wagers, for each of the Exacta (n) contests considered separately, in which the first and second place finishers, in exact order, were correctly selected, based on the official order of finish. The minor share of the net Exacta (n) pool shall be distributed as a single price pool to those (including recipients of the major share of the net Exacta (n) pool) who selected the first and second place finishers, in exact order, in one or more of the Exacta (n) contests. Each recipient of a minor share shall receive an amount equal to the single price times the number of Exacta (n) contests in which the recipient correctly selected the winning combination.

(B) If there are no wagers selecting the first and second place finishers, in exact order, in all Exacta (n) contests, the minor share shall be distributed in accordance with the rules in the preceding paragraph for distributing the minor share of the net Exacta (n) pool, and the major share shall be added to the carryover; except that if there are no winning wagers in either the major or the minor pool, the performance's pool shall be refunded and the carryover shall be carried over.

**(j) Method 10, Exacta (n) With Minor Pool Based Upon Individual Exactas, and Carryover; 100% Carryover if no Winning Wagers**

(A) The major share of the net Exacta (n) pool and the carryover, if any, shall be distributed as a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta (n) contests, based upon the official order of finish. The minor share of the net Exacta (n) pool shall be distributed as a single price pool based upon the sum of the dollar value of wagers, for each of the Exacta (n) contests considered separately, in which the first and second place finishers, in exact order, were correctly selected, based upon the official order of finish. The minor share of the net Exacta (n) pool shall be distributed as a single price pool to those (including recipients of the major share of the net Exacta (n) pool) who selected the first and second place finishers, in exact order, in one or more of the Exacta (n) contests. Each recipient of a minor share shall receive an amount equal to the single price times the number of Exacta (n) contests in which the recipient correctly selected the winning combination.

(B) If there are no wagers selecting the first and second place finishers, in exact order, in all Exacta (n) contests, the minor share shall be distributed in accordance with the rules in the preceding paragraph for distributing the minor share of the net Exacta (n) pool, and the major share shall be added to the carryover. If there are no winning wagers, the minor share shall also be added to the carryover.

(3) Dead Heats. In the event of a dead heat in any of the Exacta (n) contests, the net Exacta(n) shall be distributed to winning wagers in the following precedence, based upon the official order of finish, for each exacta contest within the Exacta(n) wager:

(a) If there is a dead heat for first in any of the Exacta (n) contests involving contestants representing the same betting interest, the Exacta (n) pool shall be distributed as a single price pool to those selecting the coupled entry or mutuel field combined with the next separate betting interest in the official order of finish for that contest.

(b) If there is a dead heat for first in any of the Exacta (n) contests involving contestants representing two or more betting interests, the Exacta (n) pool shall be distributed as a single price pool with a winning wager including each betting interest involved in the dead heat.

(c) If there is a dead heat for second in any of the Exacta (n) contests involving contestants representing the same betting interest, the Exacta (n) pool shall be distributed as if no dead heat occurred.

(d) If there is a dead heat for second in any of the Exacta (n) contests involving contestants representing two or more betting interests, the Exacta (n) pool shall be distributed as a single price pool with a winning wager including the betting interest which finished first together with any betting interest involved in the dead heat for second.

(4) Scratches

(a) Should a betting interest in any contest of the Exacta (n) be scratched or excused from the contest prior to the first Exacta (n) contest being declared official, all money wagered on combinations including the scratched betting interest shall be deducted from the Exacta (n) pool and refunded.

(b) Should a betting interest in any contest of the Exacta (n) be scratched or excused from the contest after the first Exacta (n) contest has been declared official, all money wagered on combinations including this betting interest shall remain in the Exacta (n) pool and the ticket holder may still collect the monetary value of any distribution evidenced by the ticket containing the scratched betting interest.

(c) If, due to a late scratch, the number of betting interests in a contest of the Exacta (n) is reduced to fewer than two, for purposes of the Exacta (n) such contest shall be declared "no contest" and the Exacta (n) pool shall be subject to the rules set forth in Subsection 5 of these rules.

(5) Cancelled Contests

(a) If any of the Exacta (n) contests are cancelled or declared "no contest" prior to the first Exacta (n) contest being declared official, the entire Exacta (n) pool shall be refunded on Exacta (n) wagers for those contests.

(b) If all remaining Exacta (n) contests are cancelled or declared "no contest" after the first Exacta (n) contest is declared official, the net Exacta (n) pool shall be distributed as a single price pool to wagers selecting the winning combination in the first Exacta (n) contest, but not the Exacta (n) carryover. However, if there are no wagers selecting the winning combination in the first Exacta (n) contest, the entire Exacta (n) pool shall be refunded on Exacta (n) wagers for those contests.

(c) If any of the remaining Exacta (n) contests are cancelled or declared "no contest" after the first Exacta (n) is declared official, the net Exacta (n) pool shall be distributed in accordance with rules governing distribution of the minor share where there is no winner of the major share.

(6) Mandatory Distribution

(a) A written request for permission to distribute the Exacta (n) carryover on a specific performance may be submitted to the Commission. The request shall contain justification for the mandatory distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution. The association must notify the Commission at least 10 days prior to implementation. If the Exacta (n) pool cannot be distributed during a designated performance, the mandatory distribution shall resume on the next scheduled mandatory distribution performance.

(b) If the Exacta (n) carryover is designated for distribution on a specified date and performance, the following precedence shall be followed in determining winning tickets for the net Exacta (n) pool and the carryover pool:

(A) As a single price pool to those who selected the first and second place finishers, in exact order, in each of the Exacta (n) contests, based upon the official order of finish. If there are no wagers selecting the first and second place finishers, in exact order, in all Exacta (n) contests, then

(B) As a single price pool to those who selected the first and second place finishers, in exact order, in at least one of the Exacta (n) contests, based upon the official order of finish.

(C) If there are no wagers which correctly selected the first and second place finishers, in exact order, in at least one of the Exacta (n) contests, based upon the official order of finish, then all Exacta (n) tickets shall become winners and receive 100% of that performance's net Exacta (n) pool and the Exacta (n) carryover pool as a single price pool.

(7) If, for any reason, the Exacta (n) carryover must be held over to the corresponding Exacta (n) pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Exacta (n) carryover plus accrued interest shall then be added to the net Exacta (n) pool of the following meet on a date and performance so designated by the Commission.

Section 49, Pentafecta Pools

(1) The Pentafecta requires selection of the first five finishers, in their exact order, for a single contest.

(2) Distribution of Winnings – Option #1

a. The net Pentafecta pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish

i. As a single price pool to those whose combination finished in correct sequence as the first five betting interests; but if there are no such wagers, then

ii. As a single price pool to those whose combination finished in correct sequence as the first four betting interests; but if there are no such wagers, then

iii. As a single price pool to those whose combination included, in correct sequence, the first three betting interests; but if there are no such wagers, then

iv. As a single price pool to those whose combination included, in correct sequence, the first two betting interests; but if there are no such wagers, then

v. As a single price pool to those whose combination correctly selected the first-place betting interest only; but if there are no such wagers, then

vi. The entire pool shall be refunded on Pentafecta wagers for that contest.

(3) Distribution of Winnings – Option #2

a. The net Pentafecta pool shall be distributed to winning wagers in the following precedence, based on the official order of finish:

i. As a single price pool, including any applicable carryover, to those whose combination finished in correct sequence as the first five betting interests, but if there are no such wagers, then

ii. The net pool will be divided into two separate pools. The major pool of the net pool shall be retained and added to a corresponding carryover pool into the next designated Pentafecta race. The remaining minor pool shall be paid as a Pentafecta consolation pool, which will be equally divided among those ticket holders who correctly select the first four betting interests, but if there are no such wagers, then

iii. The Pentafecta consolation pool will be divided among those ticket holders who correctly select the first three interests, but if there are no such wagers, then

iv. The Pentafecta consolation pool will be divided among those ticket holders who correctly select the first two interests, but if there are no such wagers, then

v. The Pentafecta consolation pool will be divided among those ticket holders who correctly select the first betting interest, but if there are no such wagers, then

vi. The entire net pool shall become a carryover pool to be retained and added to the next designated Pentafecta race.

b. On the last Pentafecta race on the final day of the meeting, the net pool, including any applicable carryover shall be distributed using the method described in subsection (2).

c. Where a net pool is divided into two separate pools in accordance with this subsection any odd cents remaining shall be retained and added to the part of the net pool that will be added to the corresponding carryover pool.

(4) Distribution of Winnings – Option #3

(a) The net Pentafecta pool shall be distributed to winning wagers in the following precedence, based on the official order of finish:

i. As a single price pool, including any applicable carryover, to those whose combination finished in correct sequence as the first five betting interests, but if there are no such wagers, then

ii. The entire net pool shall be retained and added to a corresponding carryover pool into the next designated Pentafecta race.

(b) On the last Pentafecta race on the final day of the meeting, the net pool, including any applicable carryover shall be distributed using the method described in subsection (2).

(5) Distribution of Winnings – Option #4

(a) The net Pentafecta pool shall be distributed to winning wagers in the following precedence, based on the official order of finish:

i. As a single price pool, including any applicable carry-over, to the holder of a unique winning ticket whose combination finished in correct sequence as the first five betting interests, but if there is no such unique winning ticket, then

ii. The net pool will be divided into two separate pools. The major pool of the net pool shall be paid as a carryover pool into the next regularly scheduled Pentafecta race. The remaining minor pool shall be paid as a Pentafecta consolation pool, which will be equally divided among those ticket holders who correctly select the first five interests, but if there are no such wagers, then

iii. The entire net pool shall become a carryover pool into the next regularly scheduled Pentafecta race.

(b) Unique winning ticket, as used in this paragraph (5)(a), shall be defined as having occurred when there is one and only one winning ticket whose combination finished in correct sequence as the first five betting interests, to be verified by the unique serial number assigned by the totalisator company that issued the winning ticket. In the event that there is more than one winning ticket whose combination finished in correct sequence as the first five betting interests, the unique winning ticket shall be deemed to not have occurred.

(c) The association shall specify the minimum monetary amount of a unique winning ticket wager approved by the Commission.

(d) A written request for permission to distribute the Pentafecta carryover on a specific performance may be submitted to the Commission. The request must be for a specified date no greater than one year from the date the request is submitted and contain justification for the distribution, an explanation of the benefit to be derived, and the intended date and performance for the distribution. Should the Pentafecta net pool and any applicable carryover be designated for distribution on a specified date and performance in which there is no unique winning ticket, the entire pool shall be distributed using the method described in subsection (2).

(e) A written request for permission to transfer the Pentafecta carryover to another Pentafecta pool operated by the same pool host may be submitted to the Commission. The request must contain justification for the transfer, including an explanation of the benefit to be derived, a description of the method by which the pool host will present the information to the public that identifies the racetrack(s) for which the pool will be operated and the intended date(s) and performance(s) of the transfer.

(f) Unless otherwise stated in writing by the Commission under paragraph (d), on the last Pentafecta race on the final day of the meeting, the net pool, including any applicable carryover, shall be distributed using the method described in subsection (2).

(6) Notwithstanding paragraphs 5(d) and (e), if for any other reason the Pentafecta carryover must be held over to the corresponding Pentafecta pool of a subsequent meet, the carryover shall be deposited in an interest-bearing account approved by the Commission. The Pentafecta carryover plus accrued interest shall then be added to the net Pentafecta pool of the following meet on a date and performance so designated by the Commission.

(7) If fewer than five betting interests finish and the contest is declared official, payoffs will be made based upon the order of finish of those betting interests completing the contest. The balance of any selection on any ticket beyond the number of betting interests completing the contest shall be ignored. If

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the pools are being distributed under paragraph (3)(a), (4)(a), or (5)(a) any previous Pentafecta contest's carryover will not be included in the payoff and will be retained for the next contest's carryover, and this contest's net Pentafecta pool will be distributed using the method described in subsection (2).

(8) If there is a dead heat for first involving:

(a) contestants representing five or more betting interests, all of the wagering combinations selecting the five betting interests, irrespective of order, shall share in a profit split.

(b) contestants representing four betting interests, all of the wagering combinations selecting the four dead heated betting interests, irrespective of order, along with the fifth place betting interest shall share in a profit split.

(c) contestants representing three betting interests, all of the wagering combinations selecting the three dead heated betting interests, irrespective of order, along with the fourth place and fifth place betting interests, in correct order, shall share in a profit split.

(d) contestants representing two betting interests, both of the wagering combinations selecting the two dead heated betting interests, irrespective of order, along with the third place, fourth place and fifth place betting interests, in correct order, shall share in a profit split.

(9) If there is a dead heat for second involving:

(a) contestants representing four or more betting interests, all of the wagering combinations correctly selecting the winner along with the four dead heated betting interests shall share in a profit split.

(b) contestants representing three betting interests, all of the wagering combinations correctly selecting the winner, the three dead heated betting interests, irrespective of order, and the fifth place betting interests shall share in a profit split.

(c) contestants representing two betting interests, all of the wagering combinations correctly selecting the winner, the two dead heated betting interests, irrespective of order, and the fourth place and fifth place betting interests, in correct order, shall share in a profit split.

(10) If there is a dead heat for third involving:

(a) contestants representing three or more betting interests, all of the wagering combinations correctly selecting the first two finishers, in correct order, and the three dead heated betting interests, irrespective of order, shall share in a profit split.

(b) contestants representing two betting interests, both of the wagering combinations selecting the first two finishers, in correct order, and the two dead

heated betting interests, irrespective of order, along with the fifth place betting interest shall share in a profit split.

(11) If there is a dead heat for fourth, all wagering combinations correctly selecting the first three finishers, in correct sequence, along with any two of the betting interests involved in the dead heat for fourth, irrespective of order, shall share in a profit split.

(12) If there is a dead heat for fifth, all wagering combinations correctly selecting the first four finishers, in correct sequence, along with any of the betting interests involved in the dead heat for fifth shall share in a profit split.

(13) In the event that more than one component of a coupled entry or mutuel field finishes within the first five positions, the first member of the coupled entry or mutuel field to finish shall determine the position of the single betting interest. The net pool shall be distributed to those whose selection included the coupled entry or mutuel field and each of the other four betting interests.

#### Section 50. ~~Pick “N” Wager~~ Pick Four or Pick Five

1. ~~The Pick Four or Pick Five is a form of pari-mutuel wagering. Each bettor selects the first horse in each of four or five consecutive races designated as the Pick Four or Pick Five races by the Association. The principle of a Pick Four or Pick Five is in effect a contract by the purchaser of a Pick Four or Pick Five ticket to select the winner of each of the four or five races designated as the Pick Four or Pick Five.~~
2. ~~The Pick four or Pick Five pool shall be held entirely separate from all other pools and is no part of a daily double, exacta, trifecta or other wagering pool. The Pick Four or Pick Five pool is a pool wherein the bettor is required to select four or five consecutive winning horses and is not a parlay.~~
3. ~~Pick Four or Pick Five tickets shall be sold in not less than \$2.00 \$0.50 denominations and only from machines capable of issuing four or five numbers.~~
4. ~~Races in which Pick Four or Pick Five pools shall be conducted shall be approved by the Commission.~~
5. ~~The design of Pick Four or Pick Five tickets shall be clearly and immediately distinguishable from other pari-mutuel tickets.~~
6. ~~The Pick Four or Pick Five pari-mutuel pool shall be calculated as follows:~~
  - A. ~~100 percent of the net amount in the pari-mutuel pool subject to distribution among winning ticket holders shall be distributed among the holders of pari-mutuel tickets which correctly designate the official winner in each of the four or five races comprising the Pick Four or Pick Five. If no bettor selects the consecutive winning horses in those races beginning with the first race of the Pick Four or Pick Five wager, the total amount of the pool which exists in connection with those races shall be carried over to the next days Pick Four or Pick Five pool.~~
  - B. ~~If, on the next to last day on which this system of wagering is conducted at a horse race meeting, no bettor selects the consecutive horses in those races beginning with the first race of the Pick Four or Pick Five wager, the total amount of the pool which exists on that day in connection with those races shall be paid to the bettor or bettors who selected the largest number of winning horses in those races. In no event shall any part of the pool be carried over to the next year's race meeting.~~
7. ~~Those horses constituting an entry or a field defined within the rules and regulations of the Commission shall race in any Pick Four or Pick Five race as a single wagering interest for the purpose of the Pick Four or Pick Five pari-mutuel pool calculations and pay-outs to the public.~~

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8. — At any time after wagering begins on the Pick Four or Pick Five pool should a horse, entire betting entry or entire field be scratched or declared a non starter in any Pick Four or Pick Five race, no further tickets selecting such horse, betting entry or field shall be issued, and wagers upon such horse, betting entry or field, for purposes of the Pick Four or Pick Five pool shall be deemed wagers upon the horses, betting entry or field upon which the most money has been wagered in the win pool at the track at the close of win pool betting for such race. In the event of a money tie, the tied horse, betting entry or field with the most inside post positions shall be designated.

9. — After off time, there shall be no refund in either of the cases provided for in 8 above.

10. — For the purpose of this section, when horses are prevented from starting by any malfunction of the starting gate itself, they shall be considered as having been excused by the judges/stewards.

11. — If, for any reason, any race or races of a Pick Four or Pick Five is canceled and declared "NO RACE". The Pick Four or Pick Five pool wagered that day shall be distributed to the holders of the most winning selections of the remaining races pursuant to subsection F, paragraphs 2 and 2. In the event the Stewards cancel or declare "NO RACE" two or more of the Pick Four or Pick Five races for any given date, all pari-mutuel tickets for that Pick Four or Pick Five pool shall be refunded and the Pick Four or Pick Five canceled for that day.

12. — In the event of a dead heat for win between two or more horses in any Pick four or Pick Five race, all such horses in the dead heat shall be considered as the winning horse in the race for the purpose of distributing the Pick Four or Pick Five pari-mutuel pool.

13. — No person shall disclose the number of tickets sold in the Pick Four or Pick Five pool or the number or amount of tickets selecting winners of Pick Four or Pick Five races prior to the time the Judges have declared the last Pick Four or Pick Five or any given date official.

14. — No pari-mutuel ticket for the Pick Four or Pick Five pool shall be sold, exchanged or canceled after the time of the closing of wagering 10 minutes prior to post of the first of the four or five races comprising the Pick Four or Pick Five, except for refunds as required by this section.

15. — This rule shall be prominently displayed throughout the betting area of each association conducting a Pick Four or Pick Five program and in the official racing program.

16. — Should circumstances occur which are not foreseen in this section, questions arising thereby should be resolved in accordance with general pari-mutuel practice. Decisions regarding distribution of Pick Four or Pick Five pools shall be final.

#### Section 51. — Pick Three Pools

1. — The Pick Three requires selection of the first place finisher in three specified contests.

2. — The net Pick Three pool shall be distributed to winning wagers in the following precedence, based upon the official order of finish:

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~~A. As a single price pool to those whose selection finished first in each of the three contests; but if there are no such wagers, then;~~

~~B. As a single price pool to those who selected the first place finisher in any two of the three contests; but if there are no such wagers, then~~

~~C. As a single price pool to those who selected the first place finisher in any one of the three contests; but if there were no such wagers, then~~

~~D. the entire pool shall be refunded on Pick Three wagers.~~

~~3. If there is a dead heat for first in any of the three contests involving:~~

~~A. Contestants representing the same betting interests, the Pick Three pool shall be distributed as if no dead heat occurred.~~

~~B. Contestants representing two or more betting interests, the Pick Three pool shall be distributed as a single price pool with winning wagers receiving an equal share of the profit.~~

~~4. Should a betting interest in any of the three Pick Three contests be scratched, the actual favorite, as evidenced by total amounts in the Win Pool at the close of wagering on that contest, shall be substituted for the scratched betting interest for all purposes, including pool calculations. In the event that the Win Pool total of two or more favorites is identical, the substitute selection shall be the betting interest with the lowest program number. The totalisator shall produce reports showing each of the wagering combinations with substituted betting interests which became winners as a result of substitution, in addition to the normal winning combination.~~

~~5. If all three Pick Three contests are canceled or declared "no contest", the entire pool shall be refunded on Pick Three wagers for those contests.~~

~~6. If one or two of the Pick Three contests are canceled or declared "no contest", the Pick Three pool will remain valid and shall be distributed in accordance with subsection 2 of this rule.~~

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STATUTORY AUTHORITY: 8 MRSA §§ 263-A, 268, 275-C, 279-A, 279-B, 281

REPEALED AND REPLACED:

February 22, 1993      this revision was previously incorporated in sections in Chapters 1, 26 & 27 (adoption 93-50 filed February 17, 1993)

AMENDED:

September 8, 1993 -      Section 39(F, G, H, I) (adoption 93-316 filed September 3, 1993)  
 June 5, 1994 -          Section 39(K) added (adoption 94-228 filed May 31, 1994)  
 October 19, 1994 -      Section 11-A (EMERGENCY - expired January 17, 1995)  
    (adoption 94-431 filed October 19, 1994)

April 11, 1995 -Sections 11-A, 13, 17 (adoption 95-159 filed April 6, 1995)

EFFECTIVE DATE (ELECTRONIC CONVERSION):

May 17, 1997

AMENDED:

July 7, 1999 - Section 46(H) (EMERGENCY - expires October 5, 1999)  
(adoption 99-282 filed July 7, 1999)

REVERTED TO APRIL 11, 1995 TEXT:

October 5, 1999

NON-SUBSTANTIVE CORRECTIONS:

March 2, 2000 -converted to MS Word

CORRECTIONS:

April 3, 2001 - history note update

REPEALED AND REPLACED:

May 29, 2001

AMENDED:

December 17, 2001 - Section 51 added

NON-SUBSTANTIVE CORRECTIONS:

March 15, 2004 - misspellings in Section 51(3)(B) corrected

AMENDED:

June 7, 2008 – Section 48, filing 2008-241

NON-SUBSTANTIVE CORRECTIONS:

August 4, 2010 - heading for Sections 14

AMENDED:

May 15, 2012 - Section 48, filing 2012-155

NON-SUBSTANTIVE CORRECTIONS:

July 24, 2013 - agency name corrected in title

AMENDED:

February 21, 2018 – Section 47(8), filing 2018-026